

Holmes

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF TEXAS
AUSTIN DIVISION

CURTIS GRAVES ET AL

VERSUS

CIVIL ACTION NO. A-71-CA-142

BEN BARNES ET AL

DIANA REGESTER ET AL

VERSUS

CIVIL ACTION NO. A-71-CA-143

BOB BULLOCK ET AL

JOHNNY MARRIOTT ET AL

VERSUS

CIVIL ACTION NO. A-71-CA-144

PRESTON SMITH ET AL

VAN HENRY ARCHER, JR.

VERSUS

CIVIL ACTION NO. A-71-CA-145

PRESTON SMITH ET AL

APPEARANCES:CIVIL ACTION NO. A-71-CA-142, CURTIS GRAVES ET ALVERSUS BEN BARNES ET AL

LINDA KIDD

CERTIFIED COURT REPORTER

RI 9-2341

DALLAS, TEXAS

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VERSUS BOB BULLOCK ET AL

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18 STATE OF TEXAS ET AL19 ANSWERS AND DEPOSITION of MR. ZAN WESLEY HOLMES,20 JR., produced as a witness at the instance of the De-21 fendant Roy Orr, taken in the above styled and num-22 bered causes on the 31st day of December, A. D., 1971,23 at 4:30 o'clock p.m., before Linda Kidd, a Notary Pub-24 lic in and for Dallas County, Texas, at the offices of25 MULLINAX, WELLS, MAUZY & RAAB, INC., 1601 National26 Bankers Life Building, in the City of Dallas, County27 of Dallas and State of Texas, in accordance with the28 agreement hereinafter set forth.

LINDA KIDD

CERTIFIED COURT REPORTER

IN 90261

DALLAS, TEXAS

A G R E E M E N T

1
2 It is hereby agreed by and between the parties
3 hereto that this deposition is being taken under the
4 same agreement that was adopted and made a part of the
5 depositions of the Members of the Redistricting Board
6 that were deposed this week.

7 It is further agreed by and between the parties
8 hereto, through their attorneys appearing herein, that
9 the Notary Public taking this deposition may return and
10 file the same without the signature of the witness
11 thereto, said signature of the witness being waived by
12 all parties, and said deposition to be used on the
13 trial of these causes with the same force and effect
14 as though the same had been read and signed by the said
15 witness.
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LINDA KIDD

CERTIFIED COURT REPORTER
#1 9-2341
DALLAS, TEXAS

MR. ZAN WESLEY HOLMES, JR.,

a witness named in the annexed agreement, being of
lawful age and being first duly cautioned and sworn
in the above causes, testified on his oath as follows:

DIRECT EXAMINATION

BY MR. LUMA:

Q There are some questions that I will ask you
that will be obvious to those of us at the table but
we are making a record so that the Court can read it
later on and determine what went on here. First of
all, what is your name, please, sir?

A Zan Wesley Holmes, Jr.

Q And where do you live?

A 6910 Robin Road, Dallas, Texas.

Q And where is that? What part of the city?

A That's in Northwest Dallas.

Q Northwest Dallas?

A Right.

Q Would you tell us first of all what is your
age?

A I'm thirty-six.

Q And secondly, what is your business, occupa-
tion or profession?

A I'm a Methodist minister, District Superinten-
dent in the United Methodist Church.

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RI 8-2341

DALLAS, TEXAS

1 Q In addition to being a Methodist minister
2 do you hold a particular job within the church other
3 than as --

4 A I'm --

5 Q Go ahead.

6 A I'm a District Superintendent of the Dallas
7 Metropolitan District of the United Methodist Church.

8 Q How many churches do you have under your
9 supervision in that district?

10 A I have twenty-nine.

11 Q And approximately what number of people with
12 in the membership of the total of those twenty-nine
13 churches?

14 A The total district membership?

15 Q Yes, sir.

16 A I would say approximately twenty-five thou-
17 sand or more.

18 Q What area does the district cover?

19 A Actually all over Dallas County and Mesquite,
20 Garland, Richardson.

21 Q Rev. Holmes, do you hold an elective office?

22 A Yes.

23 Q Will you tell us what that is, please, sir.

24 A I'm a member of the House of Representatives,
25 Texas House of Representatives from Dallas County.

Q For the purposes of our record would you tell the Court what color you are?

A I'm black.

Q Would you give us the benefit of your educational background?

A I finished high school.

Q Where?

A In Austin, Texas. Huston-Tillotson College in Austin, Texas and Perkins School of Theology at Southern Methodist University, two degrees, ED and Master's, Second Theology and that's it.

Q When did you first become interested in politics to the extent that you decided to become a candidate for public office?

A In 1968.

Q In what way did you manifest that interest? By that I mean what did you first run for?

A I first ran for the Texas House of Representatives.

Q And was that shortly after the death of Representative Joseph Lockridge?

A Right. That was shortly after his death, to fill his unexpired term.

Q And that was in a special election?

A In a special election, that's right.

1 Q Rev. Holmes, do you remember whether or not
2 while you were a candidate in that special election,
3 that before the special election was held the Demo-
4 cratic Executive Committee of Dallas County either (a)
5 chose you as a Democratic nominee in the general elec-
6 tion or (b) endorsed you in the special election?

7 A Would you repeat that question?

8 Q During the interim between the time you de-
9 cided to be a candidate in the special election, be-
10 ginning at that period and to the date of the election,
11 during that period, do you recall whether or not the
12 Democratic Party did either one or both of the follow-
13 ing things through its Democratic County Executive
14 Committee, either (a) selected you as a Democratic
15 nominee for the general election in November or (b)
16 endorsed you in the special election?

17 A I recall that they did both. It's my under-
18 standing that this is what happened.

19 Q They did both. Now, in addition to that
20 action by the Democratic Executive Committee of Dallas
21 County did a number of other organizations also endorse
22 you?

23 A Yes.

24 Q And individuals?

25 A Right.

Q Both black and white?

A Right.

Q And I assume perhaps some browns?

A Possibly, probably.

Q Of course sometimes we don't even know who

all the groups are that endorse us, do we?

A That's right.

Q Rev. Holmes, there has been some testimony

here today that one of the groups that endorsed you was a

Democratic Committee For Responsible Government. Are

you familiar generally with that name, an organization?

A Yes.

Q As a candidate for public office or as a

public official, after being elected, you don't agree

to be bound by or controlled by the Democratic Men's

Club of Dallas County, the Democratic Women's Club or

the Democratic Committee For Responsible Government or

any other organization, do you?

A No. Right, I don't.

Q And although the D.C.R.G. was one of I assume

many organizations that endorsed you, was it not?

A Right.

Q Has that organization or any other organiza-

tion tried to dictate to you how you ought to vote?

A As an organization, no.

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214-9231

DALLAS, TEXAS

1 Q Of course individuals from all segments --

2 A I have had individuals.

3 Q -- of the neighborhood I assume have talked
4 to you?

5 A Yes.

6 A About trying to get you to vote one way or
7 the other?

8 A Right, right.

9 Q And maybe some individual trying to get you
10 to vote one way and the other one the other way on the
11 same bill; have you had that experience?

12 A Yes, on occasion, different organizations.

13 Q Rev. Holmes, by this series of questions I
14 don't want to ask you to be immodest or indicate that
15 you are by the asking of them but I think they are
16 facts that have been stated by many other people and
17 we all recognize and I want to see if you agree with
18 this: First of all you are a person that is well
19 accepted, perhaps not unanimously, but exceedingly
20 well accepted as a representative of the black com-
21 munity by the black community; wouldn't that be a fair
22 statement?

23 A I would like to think it's fair.

24 Q Well, as I said I wouldn't want to ask you
25 to be immodest but others have already said that today.

1 including Senator Maury and I, I think we both would agree.
2 In addition to that don't you believe it would also be
3 fair to say that you are much more than reasonably well
4 accepted by other segments of the community in addition
5 to the black community?

6 A I don't really know how I could answer that.
7 I would like to think that were true but I really have
8 no way of knowing whether or not I am accepted. I
9 couldn't answer that.

10 Q Well, at least we know they voted for you,
11 don't we?

12 A Yes, a number of them did.

13 Q And when we have had a contested -- By the
14 way, how long has it been since you have had a con-
15 tested race?

16 A Last November of '70.

17 Q Who ran against you in November of '70?

18 A John Cole.

19 Q John Cole.

20 A Right.

21 Q Was he black or white?

22 A He was white.

23 Q And didn't you then beat John Cole in most
24 white precincts in Dallas County?

25 A I believe so. I'm not -- as far as I can

1 remember I did.

2 Q So if we talk about acceptance meaning voting
3 for you then you have been more than reasonably well
4 accepted and repeatedly?

5 A Yes, if that's what you mean by acceptance.

6 Q And you were elected at-large?

7 A Right.

8 Q Rev. Holmes, would it be fair to say that
9 prior to the time you were endorsed by the Democratic
10 Executive Committee that a group of people that might
11 well be called black leaders had talked with you and
12 after talking with you had recommended you as a can-
13 didate to the County Democratic Executive Committee?

14 A That's true.

15 Q And is that the reasonable way that politics
16 works?

17 A I don't know.

18 Q That's the way it worked in your case?

19 A That's the way it worked in my case. Let
20 me say -- yes, I just know it worked in my case. I
21 don't know if it has worked in other cases.

22 Q Now, on the other hand, do you know a man
23 named Clay Smothers?

24 A Yes, I do.

25 Q Did he run in the general election on one or

1 more occasions when you were running as a candidate?

2 A Yes, on one occasion.

3 Q What year was that, if you remember?

4 A That was 1970.

5 Q What ticket was he running on?

6 A He was on the Republican ticket.

7 Q And he was defeated, wasn't he?

8 A Right.

9 Q Do you know a black man named Joe Curvent?

10 A Yes.

11 Q Did he also run one or more times in the
12 general election and in a party primary?

13 A Yes, he ran one time.

14 Q What party primary did he run in?

15 A The Republican.

16 Q I say run in. They don't hardly ever have
17 any opposition, do they, in the primary?

18 A That's true.

19 Q So I guess he was uncontested in the primary,
20 was he not?

21 A No, I think he had an opponent the first
22 time around.

23 Q And then in November he ran as a Republican
24 nominee, right?

25 A Right.

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CERTIFIED COURT REPORTER
IN TEXAS
DALLAS, TEXAS

1 Q And he was defeated?

2 A Right.

3 Q Now, as far as a personality is concerned
4 and a candidate, he was an attractive candidate too,
5 wasn't he?

6 A I think so.

7 Q If you were going to -- this may be over-
8 simplification but at least in that election most of
9 those who were elected in November were Democrats, were
10 they not?

11 A That's right.

12 Q So if you were going to assign one reason as
13 being -- one of two reasons as being the major reason
14 for his being defeated, which of these two would you
15 say had the most to do with it if you could give that
16 kind of an opinion, his being black or being a Republi-
17 can?

18 A I think being a Republican in this particular
19 instance. It's hard to really distinguish between the
20 two. Really it is.

21 MR. LUKA: Off the record.

22 (Whereupon an off-the-record
23 discussion was held, after
24 which the following proceed-
25 ings were had:)

26 Q Rev. Holmes, do you know of any instance

1 where any citizens, black, white or otherwise, have had
2 their rights of registering to vote interfered with in
3 let's say the last five years?

4 A Depends on what you mean by interfered with.
5 I consider the poll tax a way of interfering.

6 Q I've forgotten when we did away with the poll
7 tax. I was trying to relate it to after the poll tax.

8 A After the poll tax?

9 Q Yes.

10 A I have known of instances where it was diffi-
11 cult to get voter registration certificates in large
12 enough number to carry on door-to-door registration
13 campaigns in the black community. We eventually get
14 them but I have suspected some difficulty at times in
15 actually getting the full cooperation of -- from some
16 officials in getting these supplies but apart from
17 that, no, I don't know of any other instance.

18 Q And you know of many people in Dallas County,
19 many leaders, and to name just a couple, you and Sena-
20 tor Maury, who sit at this table, who have made
21 large efforts to encourage people to register to vote
22 and to make door-to-door campaigns to get them to
23 register, have you not?

24 A Right.

25 Q Do you know Mr. George Allen?

LINDA HIND

CANTON COUNTY REPORTER

25 01001

DALLAS, TEXAS

1 A Yes, I do.

2 Q What color is Mr. George Allen?

3 A He's black.

4 Q Rev. Holmes, in the last city election in
5 the City of Dallas is it true that at least in the
6 contested races and for the city council in the City
7 of Dallas that George Allen led the ticket?

8 A Yes.

9 Q By leading the ticket, got the most votes?

10 A As far as I can recollect I believe so.

11 Q So would you think it fair to say that a
12 qualified person in Dallas County can be elected to
13 office if he's a good candidate, qualified, and puts
14 on a good campaign, regardless of what his color is?

15 A I think that would have to be other factors
16 at work, other than an individual black candidate.

17 Q Oh, yes, he would have to work hard and work
18 up a campaign organization, do the usual things that
19 you --

20 A I think he would have to have certain identi-
21 fiable support. For example, in this instance I think
22 being on the slate of the Citizens Charter Association
23 was a key factor because he had run a couple of times
24 as an independent and was not elected, so I think that
25 being on the slate was what made the difference this

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CERTIFIED COURT REPORTER
IN D-2341
DALLAS, TEXAS

time around.

Q Having a lot of support of course helps to get elected?

A (Witness nods head)

Q And having groups back a candidate?

A Yes.

Q Is necessary?

A Right.

MR. LUNA: "I believe that's all.

"Thank you.

MR. MAUTZ: We'll reserve our questions until the time of trial.

MR. LANE: That's what we are doing too on these.

CROSS EXAMINATION

BY MR. WHITE:

Q You have responded here to Mr. Luna's questions to the best of your knowledge and honestly to the best of your belief, haven't you?

A Yes.

Q Would you have responded in a similar fashion if I or anyone else in this room had been asking you the same questions?

A Yes.

MR. WHITE: That's all I have.

1 STATE OF TEXAS I

2 COUNTY OF DALLAS I

3 I, Linda Eidd, a Notary Public duly commissioned
4 and qualified in and for the County of Dallas, State of
5 Texas, do hereby certify that, pursuant to the agree-
6 ment hereinbefore set forth, there came before me on
7 the 31st day of December, 1971, at 4:30 o'clock p.m.,
8 at the offices of MULLINAX, WELLS, MAUZY & BAAS, INC.,
9 1601 National Bankers Life Building, Dallas, Texas, the
10 following named person, to-wit, MR. ZAN WESLEY HOLMES,
11 JR., who was by me duly sworn to testify the truth and
12 nothing but the truth of his knowledge touching and
13 concerning the matters in controversy in this cause;
14 and that he was thereupon carefully examined upon his
15 oath and his examination reduced to writing under my
16 supervision; that the deposition is a true record of
17 the testimony given by the witness, and that the signa-
18 ture of the witness to his deposition was waived by all
19 parties present, pursuant to the stipulation heretofore
20 set forth.

21 I further certify that I am neither attorney or
22 counsel for, nor related to or employed by, any of the
23 parties of the action in which this deposition is ta-
24 ken, and further that I am not a relative or employee
25 of any attorney or counsel employed by the parties

LINDA EIDD
Certified County Recorder
RI 8-2241
DALLAS, TEXAS

hereto, or financially interested in the action.

IN WITNESS WHEREOF, I have hereunto set my hand
and affixed my notarial seal this 2nd day of
January, A. D., 1972.

Linda Eidd
LINDA EIDD, NOTARY PUBLIC IN
AND FOR DALLAS COUNTY, TEXAS

My Commission Expires June 1, 1973

LINDA EIDD

CERTIFIED COURT REPORTER

RT 8-5501

DALLAS, TEXAS

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AUSTIN DIVISION

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VERSUS BOB BULLOCK ET AL

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Certified Court Reporter

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25 STATE OF TEXAS ET AL

1 **APPEARANCES (Continued):**
 2 **CIVIL ACTION NO. A-71-CA-145. VAN HENRY ARCHER, JR.,**
 3 **ET AL VERSUS PRESTON SMITH ET AL**

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 15 **Capitol Station**
 16 **Austin, Texas 78711**

17 **ATTORNEYS FOR DEFENDANTS**
 18 **STATE OF TEXAS ET AL**

19 **ANSWERS AND DEPOSITION of DR. ROBERT J. CONRAD,**
 20 **produced as a witness at the instance of the Defendant,**
 21 **Roy Orr, taken in the above styled and numbered causes**
 22 **on the 31st day of December, A. D., 1971, at 12:00**
 23 **o'clock p.m., before Linda Kidd, a Notary Public in**
 24 **and for Dallas County, Texas, at the offices of MULLI-**
 25 **MAX, WELLS, MAUEY & BAAB, INC., 1601 National Bankers**
 26 **Life Building, in the City of Dallas, County of Dallas**
 27 **and State of Texas, in accordance with the agreement**
 28 **hereinafter set forth.**

29 **LINDA KIDD**

30 **CERTIFIED COURT REPORTER**
 31 **BY 8-2341**
 32 **DALLAS, TEXAS**

A G R E E M E N T

1
2 It is hereby agreed by and between the parties
3 hereto that this deposition is being taken under the
4 same agreement that was adopted and made a part of the
5 depositions of the Members of the Redistricting Board
6 that were deposed this week.

7 It is further agreed by and between the parties
8 hereto, through their attorneys appearing herein, that
9 the Notary Public taking this deposition may return and
10 file the same without the signature of the witness
11 thereto, said signature of the witness being waived by
12 all parties, and said deposition to be used on the
13 trial of these causes with the same force and effect
14 as though the same had been read and signed by the said
15 witness.

MR. EMMETT J. CONRAD,

a witness named in the annexed agreement, being of
lawful age and being first duly cautioned and sworn
in the above causes, testified on his oath as follows:

DIRECT EXAMINATION

BY MR. LUNA:

Q What is your name, please, sir?

A Emmett J. Conrad.

Q Dr. Conrad, would you tell us what your educational background is, please, sir?

A I have an undergraduate degree from Southern University, medical degree from Meharry Medical College in Nashville with postgraduate training at St. Louis City Hospital system.

Q And you said an M.D. degree, did you not?

A Yes. My postgraduate training was in Sedrick (phonetic).

Q Are you a member of -- Well, first, are you licensed to practice medicine in Dallas County, Texas?

A Yes, I am.

Q Is your license on file with the District Clerk in Dallas County?

A Yes.

Q Are you an active practitioner of your profession in this county?

1 A Yes.

2 Q Where is your office, please, sir?

3 A South Oakland, 4432 South Oakland, Dallas.

4 Q Dr. Conrad, are you on the staff of one or
5 more hospitals in Dallas?

6 A Yes, St. Paul Hospital.

7 Q St. Paul Hospital?

8 A Yes.

9 Q Dr. Conrad, you are an intervenor in the law
10 suit in which we are taking your deposition, are you
11 not?

12 A Yes.

13 Q I believe you intervened in the Tyler case,
14 the case that was filed in Tyler, the Register case?

15 A I'm not sure but I imagine it was. We re-
16 quested -- a lawyer would know that.

17 Q I want to ask you some questions here, Dr.
18 Conrad, that might be obvious to us as we sit around
19 this table but in order to make the record that the
20 Court will read in this deposition. First of all what
21 is your age?

22 A I'm, let's see, forty-eight.

23 Q Forty-eight?

24 A Uh-huh.

25 Q What is your color?

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1 A Black.

2 Q As I say that might be obvious to us at this
3 table but when the record is read here we need to make
4 a record of it. How long have you practiced your pro-
5 fession in Dallas County, Texas?

6 A Sixteen years.

7 Q Sixteen years. Do you hold an elective
8 office?

9 A Yes, I do.

10 Q What elective office do you hold?

11 A A member of the Board of Trustees, Dallas
12 Independent School District, Place 3.

13 Q How did you happen to become a member of the
14 School Board initially? By that I mean were you
15 appointed by the Board or did you run for election?

16 A No, I ran for election.

17 Q Under the Dallas Independent School District
18 system of electing trustees, do they elect their trus-
19 tees at-large in the district or in some particular
20 area?

21 A At-large in the district. One must -- a
22 party of trustees must live in a certain area though,
23 but it's essentially at-large.

24 Q Although there is some requirement that part
25 of them live within given boundaries, even those are

1 elected in the district at-large, is that right?

2 A Yes.

3 Q By that we mean all voters have a right to
4 vote on all trustee --

5 A That's right.

6 Q Dr. Conrad, would it be fair to say for a
7 quick geographical description of Dallas Independent
8 School District that that district covers most, al-
9 though not all, but most of the City of Dallas, all
10 of the City of Seagoville, part of the City of Garland
11 and perhaps part of some other municipalities; would
12 that be a reasonably good description?

13 A That would be reasonable.

14 Q Is the Dallas Independent School District and
15 the residents therein, in your opinion, sophisticated
16 enough that a black man can be elected district-wide if
17 he is a qualified black man?

18 A When you say sophisticated enough and a black
19 man I would like to qualify that. It's obvious that we
20 have a black man on the Board and I was elected at-
21 large.

22 Q All right, sir. Well, and also, I don't
23 know what the qualification is. Certainly nobody has
24 ever contended that you were not well qualified.

25 A No, that's not the qualification I'm speaking

1 of. The qualification that I would speak of would be
2 whether the -- they would elect more than one black.
3 You say a black man. To me a black can be a form of
4 tokenism too.

5 Q I see. But on the other hand electing them
6 from districts could result in segregating the black
7 community as far as elections are concerned in a man-
8 ner that would not be to the black community's benefit
9 too, is that not true, sir?

10 A It would be very difficult to draw district
11 lines that in the end would not allow for the responsi-
12 ble representation from a given area. It could be
13 done but it would be very difficult.

14 Q Well, with respect to the School Board would
15 it be fair to say that you are an advocate of the sys-
16 tem of electing members of the Board of Trustees at-
17 large?

18 A No.

19 Q It would not be fair to say that?

20 A No.

21 Q Would you tell us what your position is?

22 A I advocate single-member districts. In fact,
23 at the most recent at-large meeting we had I proposed
24 it and also proposed that we seek a judgment, opinion
25 from the Attorney General regarding the validity of

1 nine single-member district or six single-member dis-
2 trict and three at-large or some other form. This is
3 my posture on it.

4 Q Do you remember making a statement on a radio
5 station in regard to electing school board members
6 at-large about a week ago last Monday that was played
7 on the radio about --

8 A No. The press has talked to me quite a bit.
9 I don't remember specifically which one you are talk-
10 ing about.

11 Q Do you recall whether or not a conversation
12 with you was taped and played on the radio to the gen-
13 eral effect that you were opposed to putting the black
14 people in their own district insofar as school board
15 elections were concerned and that you preferred elect-
16 ing members of the School Board at-large and --

17 A (Witness shakes head)

18 Q -- in your words, if these are your words,
19 Dallas is sophisticated enough to elect members of the
20 School Board from the district at-large?

21 A Let me put that in proper context because I
22 did discuss this with the radio station. My statement
23 was this: I oppose gerrymandered districts. I am
24 for single-member districts, with a proposal that was
25 before the Board then would junk what we had passed as

1 the statute in setting up the committee to redistrict,
 2 we asked that the district, as few moves as possible
 3 be made, that it come from contiguous districts in the
 4 fill in because my district had a 185,000 and I should
 5 have only a 135,000 so I should lose 55,000, 50,000,
 6 roughly. The proposal that came from the Chairman of
 7 the Subcommittee would have moved something like seventy-
 8 five, roughly seventy-five census tracts, would have
 9 added to my district rather than take away and to me
 10 this is a form of gerrymandering in which I oppose. Now,
 11 the statement about being sophisticated I was asked
 12 whether the small percentage of blacks in the next
 13 district, would that be sufficient to get more than
 14 one member of the Board, and this I pointed out that
 15 Dallas has been sophisticated enough to elect a black.

16 Q So then I guess it would be fair to say that
 17 you opposed -- well, to say it another way that you
 18 prefer the at-large system of electing members of the
 19 School Board to the single-member district plan that
 20 was then being proposed to be adopted?

21 A Yes. Let's put it this way: That I was
 22 opposed to gerrymandered districts. I don't think
 23 districts should be made according to racial lines.
 24 I don't think that's a requirement that they be ethnic
 25 considerations in view -- if they are compact and

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1 drawn properly.

2 Q And that would apply to legislative redistricting of the county --

3 A That's right.

4 Q -- as well as --

5 A That's right. Drawn fair.

6 Q Drawn fair?

7 A That's right.

8 Q And don't draw them necessarily where it would place all of some particular ethnic group in a district or none? Just draw them without regard to the ethnic --

9 A In a fair manner.

10 Q In a fair manner, all right, sir. Dr. Conrad, I'm asking you this question for the record because of course I know that you do know the man I'm about to ask you about very well, Rev. Zan Holmes.

11 A Yes.

12 Q He is a member of the legislature, is he not, sir?

13 A Yes.

14 Q Has been for at least two elective terms and one special election, has he not?

15 A Yes.

16 Q Do you know how he happened to be in the

1 legislature in the first instance or how he was selected
2 to run?

3 A Yes, sir.

4 Q Would you tell me how that was, sir?

5 A There was a meeting of concerned black after
6 Joe Lockridge's untimely death, trying to find some-
7 body who could articulate the needs of the black com-
8 munity for our token position in the legislature. At
9 this time we talked about eight or ten different peo-
10 ple. In the final -- we had several meetings; it
11 finally ended up urging Sam Holmes, who was a reluctant
12 candidate, to run. He ran in a field of twenty-two or
13 twenty-one, something like that. It was more than
14 fifteen; I remember that. And he won the unexpired
15 term of Joe Lockridge without a run off mainly because
16 of the black support and the fact that this was an un-
17 usual election, it wasn't a generalized, a lot of
18 activity regarding it.

19 Q You were one of the ones that was consulted
20 in order to find that black candidate?

21 A I was one of the ring leaders you might say
22 along in trying to get something done because --

23 Q Dr. Conrad, at that time isn't it true that
24 after members of the black community had indicated a
25 choice of Sam Holmes to run for the legislature that

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1 the Democratic Executive Committee also formally en-
2 dored him in that special election?

3 A I don't think that's quite true. They en-
4 dored him, they put him on the slate for the fall
5 election but I think they didn't endorse anybody that
6 I know of in that twenty-one man slate for the unex-
7 pired term. I might be in error but I don't recall
8 getting endorsed because one of the problems we had
9 was raising enough money in the black community to run
10 him on a county-wide problem, and I was one of the ones
11 in charge of that and it was hard to do. Now, we did
12 get his name on the November slate because it was en-
13 cumbered upon the Democratic Committee to select some-
14 body. The election was merely for the unexpired term
15 and the Democratic Central Committee or whatever it is
16 had the power to name somebody for the November slate,
17 because of his untimely death. They could have named
18 Zan or they could have named anybody else. But before
19 he won I don't recall getting endorsed officially by
20 the Democrat.

21 Q You don't recall. As of this time you would
22 not dispute that, would you?

23 A I'd like to say this: If they did endorse
24 us they didn't send any funds to help his campaign; I
25 remember that quite well.

Q The Democrats are pretty well in debt, you know; funds are not what we are long on. Dr. Conrad, as you pointed out in the County Democratic Executive Committee, which incidentally is composed of the County Chairman, the Secretary and every precinct chairman in the county, is it not?

A I think so.

Q They did select the Rev. Ian Holmes at some point before the November election then as a Democratic nominee?

A Yes.

Q Do you know whether or not I personally as then Secretary of the party offered the resolution to put him on as the nominee?

A I remember you were helpful because I recall a meeting at one of the hotel inns, dinner meeting, where this was discussed. I don't recall your being in opposition to it at all at that time.

Q Dr. Conrad, in politics we talk of whether or not a black officeholder does or does not represent the interest of the black community sometimes, do we not?

A That's right.

Q Or whether or not he is representative, truly representative of the black community?

1 A That's correct.

2 Q If I ask you that question, and I do, about
3 Zan Holmes, would you say that he is a good represen-
4 tative of the black community or not?

5 A Most definitely he is, an excellent repre-
6 sentative.

7 Q Would it also be fair to say that in your
8 opinion as a political observer in Dallas County that
9 he is also a good and effective hardworking represen-
10 tative for all other groups in Dallas County?

11 A Yes.

12 Q So then in view of what you have told me
13 about Zan Holmes I would assume then that you would
14 say that the black community can be well represented
15 by a black, this time limiting it to a black?

16 A Can be well represented?

17 Q By a black.

18 A No.

19 Q Wait, let me finish my question.

20 A Oh, I'm sorry.

21 Q Well represented meaning articulating the
22 views of the black community and presenting their in-
23 terest in the legislative halls that the black com-
24 munity can be -- Let me withdraw the question and ask
25 it over; maybe it will be clear. Would you say that a

1 person in the at-large multi-member district election
2 process for members of the legislature, that a black
3 can be elected who is a true representative of the
4 interest of the black community?

5 A The reason I'm going to say no is because
6 there is a diverse interest and I don't think a person
7 can be entirely representative of all of them. Ian
8 Holman is a good representative.

9 Q And don't you think, or do you, that he is
10 as good a representative as could be produced from the
11 black community under any single-member district sys-
12 tem?

13 A I have no way of knowing that.

14 Q Well, really though, Dr. Conrad, you think
15 he's about as good as you could get, don't you?

16 A I think he's a great guy; I really do.

17 Q Are you also aware, as I of course know you
18 are, that the black population in Dallas County has
19 been growing over the last few years?

20 A Yes.

21 Q And would it be also fair to say that as you
22 and other black leaders have begun to work harder in
23 politics, that the black community has been more ef-
24 fective and larger numbers have voted?

25 A I know not the reason, although it's a little

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LEGISLATIVE COUNSEL

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1 flary but people are voting more. I think it has more
2 to do --

3 Q In the black community?

4 A I think it has more to do with the financial
5 prohibitions that were lifted with the poll tax sys-
6 tem and the need of registration. Yes, sir.

7 Q So we have registered more voters, at least
8 in the black community as well as other parts of the
9 community?

10 A Yes, sir.

11 Q Since we got rid of the poll tax?

12 A (Witness nods head)

13 Q While we are on registration, do you know of
14 any effort, organized or otherwise, in Dallas County
15 to keep any segment of the population from registering
16 to vote?

17 A Not at the current time, no, I don't.

18 Q As a matter of fact, you, along with many
19 other leaders in all segments of the community, have
20 affirmatively encouraged people to register to vote in
21 recent years, have we not?

22 A That's correct.

23 Q Do all the people in Dallas County who do
24 register to vote have access to the political system
25 and an opportunity to vote?

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1 A As far as I know of.

2 Q Dr. Conrad, do you know, as again I'm sure
3 you do, that Dallas County in this redistricting pro-
4 gram is changed from fifteen members of the legislature
5 authorized to eighteen?

6 A Yes.

7 Q And isn't it a fact that many political
8 leaders, both black and white, have advocated that in
9 in the 1972 elections that we have at least three black
10 candidates offer themselves for the Democratic nomina-
11 tion and a Mexican-American?

12 A No, I didn't know of any specific numbers.
13 I have advocated as many as qualified. Not a number,
14 you know, particular number.

15 Q Well, you are asking of course for qualified
16 candidates?

17 A In all areas.

18 Q In all areas?

19 A Regardless of the race.
20 MR. LUNA: Pass the witness.

21 **CROSS EXAMINATION**

22 BY MR. NAVY:

23 Q Let me ask just a question or two, Dr.
24 Conrad, for purposes of the record I'm Oscar Navy and
25 I represent the plaintiffs in the Beggs v. Plaintiffs

1 in this redistricting case in which you have inter-
2 vened. Dr. Conrad, based on your experience in the
3 sixteen years that you have lived in Dallas County,
4 what factors have led to opening up the political
5 process to members of minority groups, not just the
6 black community but other minority groups in Dallas
7 County?

8 A I think the biggest thing was the elimination
9 of the poll tax and I think the next thing that is
10 helping out a great deal is the easing of the limita-
11 tions we had previously on registering people out in
12 the community, where they didn't have to come to the
13 courthouse for instance to register.

14 Q Do you have an opinion as to whether or not
15 the at-large system of electing members of the Texas
16 House of Representatives in Dallas County discriminates
17 against black people?

18 A It discriminates not only against blacks but
19 poor as well because it is a financial burden to run
20 in a district with over a million people whereas if it
21 was divided up it would be roughly seventy-five thou-
22 sand. And a person of limited means could very well
23 run in a contiguous district say of seventy, seventy-
24 five or eighty thousand much easier than they can over
25 a million people.

Q If the single-member district plan were adopted and if Dallas County is divided into eighteen districts of equal population, do you feel that the interest of the black community would be better represented by the people who would be elected from the districts where the majority of the Negro people live?

A Yes.

Q Why do you feel that way?

A I think they would be more responsive to that contiguous area, they would better know the needs of that area. It is difficult for one man to serve the needs of a quarter of a million people. You don't know all their problems, it's just physically impossible for you to articulate all the problems in the specific areas from that size of group. I think that more people closely tied to the community and to the hopes of the community would offer themselves for office and would have a possibility of winning.

Q Do I understand then that you favor the individual member district system both for the Dallas Independent School Board of which you are a member and for the State legislature?

A Yes, and I'm on record at the Board as offering a motion to proceed with it, to proceed at least with the investigation of the legality of it.

1 MR. MAUZY: All right, sir, I have
2 no further questions.

3 MR. LUNA: Excuse me a minute, if
4 I might just ask a couple of more questions.

5 REDIRECT EXAMINATION

6 BY MR. LUNA:

7 Q What would be the cost that you would think
8 a member of the legislature or a candidate for the
9 legislature would spend in a single-member district if
10 a single-member district in Dallas County was cut up
11 so that it contained somewhere around seventy-four or
12 seventy-six thousand people?

13 A Of course that would vary with what the
14 candidate wanted to do and his technique in running
15 for office. He could spend a whale of a lot of money
16 on television and billboards but it wouldn't be neces-
17 sary for seventy or eighty thousand. I think a couple
18 of mailings would cover this area. I would say it
19 would be less than \$3,000.00. It depends on the in-
20 terest that he had and the voluntary workers that he
21 would have too. There's so many factors go into that
22 it would be difficult to come up with a, you know, real
23 specific figure but I think you need at least a couple
24 of mailings.

25 Q So even in a single-member district in an area

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1 like Dallas County he ought to be prepared to spend in
2 the area of \$3,000.00, plus or minus?

3 A: I think this would be reasonable, if he
4 really wanted to assure himself of election.

5 Q: So when you mentioned discriminating against
6 the poor it's just a fact of life that even in a single-
7 member district that a person still needs to have some
8 funds to run?

9 A: If he expects to win.

10 Q: And people do in politics make these races
11 by their friends and neighbors and other supporters
12 helping contribute, is that an accepted thing?

13 A: That's normal.

14 Q: So you are not saying that only those people
15 who were able to spend \$3,000.00 out of their pocket
16 would be expected to be able to win?

17 A: No; no, the three thousand would not come
18 necessarily out of their pocket. In fact, I advocate
19 for the candidate himself to spend nothing on the can-
20 didacy; this is my posture on it. If he is offering
21 himself for a public service the public should foot the
22 cost of his procedure in that neighborhood.

23 Q: We have had some testimony here in the record
24 earlier today, Dr. Conrad, that because of the high
25 cost of mailings now that it is necessary to cut down

1 at least some on mailings and use telephone teams to
2 contact people. Have you had experience with using
3 telephone committees?

4 A Yes, I find it a very effective -- people,
5 it's one good way of finding out the real friends who
6 will work at it for nothing.

7 Q So costs have made us turn to some of those
8 physical efforts some?

9 A I don't think necessarily the costs is the
10 thing that made the people turn to it. It's the effec-
11 tiveness of it because people at election time, I think
12 if they get reminded by someone that they recognize or
13 know or know of they are a little more apt to respond
14 than if they get a cold letter in the mail. And it can
15 be expensive if a candidate has to go out and hire his
16 telephone callers. In some instances they have done
17 that.

18 Q Dr. Conrad, I want to ask you because of
19 your position in the community and your general know-
20 ledge of the community and the election process, as to
21 whether or not the at-large system in any way dis-
22 criminates against a person who belongs to the Repub-
23 lican Party? Now, I'm talking about discrimination as
24 distinguished from winning or losing.

25 A I think it does. I think that for instance

1 In Dallas County there would be definite areas that
2 the at-large system keep a man of another party from
3 winning.

4 Q Are you talking about there though just that
5 single-member districts instead of removing any dis-
6 crimination simply makes it easier for him to win?

7 Aren't we talking about a political problem rather than
8 a prejudicial problem?

9 A This might be -- I think that it's prejudice,
10 it's a prejudice against those who support that parti-
11 cular cause to prevent representation from that area
12 who believe in that particular political system or
13 party.

14 Q Do you know Representative Fred Agnich?

15 A I know of him. I don't know him personally.

16 Q He was nominated under the Republican ticket,
17 was he not?

18 A Yes.

19 Q He did get elected then in November of 1970,
20 did he not?

21 A Yes.

22 Q So then the right kind of Republican, what-
23 ever that is, can be elected some years in Dallas
24 County, can he not?

25 A Yes. And I wonder how much he spent in that

1 effort. As I recall he was well funded for the effort.

2 Q Most Republicans are, Doctor. In 1962, were
3 you here then?

4 A Yes.

5 Q We have had testimony in this record in other
6 depositions that every Republican who was running for
7 the legislature that year in a contested race -- the
8 only races Republicans were in were contested races --
9 but every Republican who offered himself for the legis-
10 lature in 1962 won in the general election; do you re-
11 member that to be so?

12 A I remember one year when the Republicans, I
13 think it was -- I don't know whether it was '62 or --
14 they swept, they swept the -- I don't recall what year
15 though.

16 Q So they were not discriminated against in
17 1962, were they?

18 A Then my answer to that -- well, I don't re-
19 member the year first thing, but when you say discrimi-
20 nated against I don't know who was in that particular
21 thing. There were probably some areas of Dallas who
22 would have been better represented by somebody else to
23 articulate their need.

24 Q The reason I asked you that question, when we
25 get away from race or color or religion and talk about

parties it's really a matter of who has the type program that appeals to the people and winning and losing instead of prejudice against a party, wouldn't you say?

A No, I think -- You say when you get away from race?

Q Get away from race, yes, sir.

A Probably is, yes.

Q Dr. Conrad, wouldn't it be fair to say that at least during the period of years that you have been in Dallas County that the vast majority of the black people who voted have been Democrats?

A Yes, and only very few exceptions. (Whereupon an off-the-record discussion was held, after which the following proceedings were had:)

MR. LUNA: I think I have about run out of questions, Dr. Conrad.

CROSS EXAMINATION

BY MR. DUNLEY: Now, did you tell me you had

Q Dr. Conrad, as you know my name is C. B.

Dunley and I represent you. Some questions have been asked you about the election back in 19 hundred and 62 and I believe that Mr. Luna said or asked you the question if it wasn't really the reason that the Republicans won in '62 was because of their political philosophy?

1 phy at that time that was appealing to the masses of
2 people at that time?

3 A Yes, to the at-large.

4 Q And I believe your answer to that question
5 was that was probably the reason that they were able
6 to elect Republicans at that time, is that correct?

7 A Yes.

8 Q Dr. Conrad, just as the philosophy of the
9 Republicans that were successful in this election was
10 able to prevail at that time, have you also found in
11 the sixteen years that you have lived in Dallas that
12 the philosophy of the blacks in Dallas has not been
13 able to prevail to the extent that any more than one
14 black could ever be elected, and only then if he were
15 approved by the Democratic hierarchy?

16 A That's correct.

17 Q In other words, in order for a black to be
18 elected he must be approved by the Democratic hiero-
19 cracy, has that been your experience?

20 A That has been the past experience.

21 Q If we have a single-member district composed
22 of approximately seventy-five thousand voters --

23 MR. MAURY: Excuse me, it would be
24 people rather than voters.

25 Q Seventy-five thousand people and these single-

1 number Alabastria are drawn fair and equitably do you
2 believe that a black who is relevant to the feeling of
3 the black people and yet his philosophy is not that
4 that can be accepted by the hierarchy of the Democratic
5 Party that that black could be elected?

6 A Yes.

7 Q And that this black that is elected or these
8 blacks that are elected could expound the philosophy
9 and the theory of the blacks that they represent ir-
10 regardless of whether or not that philosophy is
11 approved by the hierarchy of the Democratic Party?

12 A Yes.
13 Q Then, Dr. Conrad, during the sixteen years
14 that you have been in Dallas have you ever known of
15 any more than one black to be elected to the State
16 legislature?

17 A Two.

18 Q Have you ever known of any more than one at
19 any one election?

20 A No.

21 Q To be elected?

22 A No.

23 Q During the sixteen years that you have been
24 in Dallas only two blacks have been elected, is that
25 correct?

1 A Yes.

2 Q One was Joseph Lockridge --

3 A Yes.

4 Q -- who was first elected? I believe you sat
5 with us in selecting Joe too, did you?

6 A No, I was a new man in the community.

7 Q Then you are not really familiar with how
8 Joe got elected?

9 A (Witness shakes head)

10 Q Well, let's move on up to Zan Holmes then.
11 He was elected after the death of Joe?

12 A Yes.

13 Q In the meanwhile there were some other blacks
14 that had attempted, that had run rather before Joe,
15 isn't that correct?

16 A Yes.

17 Q They were not accepted by the hierarchy of
18 the Democratic Party, were they?

19 A That I don't know. The fact of the matter,
20 I don't recall who ran before Joe.

21 Q Do you remember when Bedford ran?

22 A I'm not knowledgeable about that. Huh?

23 Q Do you remember when Bedford ran?

24 A Oh, yes, I remember that one.

25 Q You remember him now, don't you?

LINDA EDD

CERTIFIED COURT REPORTER

IN D-2341

DALLAS, TEXAS

1 A Yes, yes, I remember him.

2 Q You also remember that Bedford was not
3 approved by the hierarchy of the Democratic Party too,
4 don't you?

5 A Yes, that's correct.

6 Q So he was thoroughly defeated, was he not?

7 A Yes.

8 Q Dr. Conrad, if we have the single-member
9 district and the boundary lines are fair and equitably
10 drawn, based upon your political experience do you feel
11 that more than one black can be elected to the State
12 legislature?

13 A Yes.

14 Q Do you also feel, Doctor, that more than one
15 black in the State legislature could more adequately
16 represent the theory and philosophy of the black peo-
17 ple?

18 A Definitely.

19 Q Then a single-member?

20 A Definitely.

21 Q I believe that a question was asked you also,
22 Doctor, if whether or not Ian Holmes was a good legis-
23 later?

24 A Yes.

25 Q One that was accepted by the black people and

1 attempted to expound the philosophy of the black people?
2 ple?

3 A Yes.

4 Q I believe you were asked that question and
5 your answer was yes. I believe you also were asked the
6 question as to whether or not since he was elected at-
7 large that the black's philosophy was being expounded
8 and promulgated in the State legislature, something to
9 that effect, I believe you were asked that question,
10 were you not?

11 A Yes.

12 Q And your answer was as far as he could do it
13 was being done, is that correct?

14 A That's the basic.

15 Q With the size of the State legislature and
16 the size and number of legislators that we have from
17 Dallas County, do you believe that one person expound-
18 ing the philosophy of the black people can be as ef-
19 fective in getting legislation passed that would im-
20 prove the conditions of blacks as two, three or four
21 that could be elected from a single-member district?

22 A No.

23 Q Then, Doctor, are you of the opinion that
24 not having single-member districts in Dallas County,
25 any facts discriminates against the blacks in that it

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CERTIFIED COURT REPORTER

HI 5-2381

DALLAS, TEXAS

1 does not provide them with the sufficient number of
2 legislators who can promulgate the philosophy, the
3 desires and the hopes of the black people of Dallas
4 County?

5 A Yes.

6 Q Do you also believe that the only way that
7 the blacks of Dallas County can be adequately repre-
8 sented and ultimately arrive at the goal of equal
9 opportunities is through a single-member district
10 whereby they will be able to elect a sufficient number
11 of either black people or people who are interested in
12 the philosophy that they are interested in; do you be-
13 lieve that that is the only way that the blacks will
14 ever be able to obtain the rights of full citizenship
15 in Dallas County?

16 A Yes.

17 MR. BUNKLEY: I have no further
18 questions.

19 REDIRECT EXAMINATION

20 BY MR. LUNA:

21 Q Dr. Coates, that brings to mind two or three
22 more questions, a few more that I would like to ask
23 you. What year were you first elected to the School
24 Board?

25 A '67 I think it was, '67.

LUNA EYOD

COURT REPORTER

IN 6-0001

DALLAS, TEXAS

1 Q Now, in running for the School Board although
2 you didn't run on a Democratic or Republican ticket as
3 such you did run on a ticket, did you not, sir?

4 A Well, we ran as a group, yes.

5 Q As a group?

6 A Uh-huh.

7 Q What was that group called or the chief sup-
8 porters of that group?

9 A LEAD, LEAD.

10 Q LEAD?

11 A League for Educational Advancement of Dallas.

12 Q That was a group that was put together or
13 associated themselves to elect school board members in
14 particular, was it not? How many school board members
15 on the Dallas School System?

16 A Nine.

17 Q How many places were up for election that
18 year?

19 A Three.

20 Q How many places did the LEAD group elect that
21 year?

22 A Two.

23 Q Then in 1968 was there another election or
24 was it --

25 A Yes, there was an election every year.

LINDA KIDO

CERTIFIED COURT REPORTER

IN D-2551

DALLAS, TEXAS

Q Did LEAD elect some candidates that year?

A It elected three, three out of three.

Q Three out of three in '68?

A Uh-huh.

Q Was there an opposing group?

A Yes.

Q What was the name of it?

A C.G.S., Committee for Good Schools.

Q So in 1968 the Committee for Good Schools lost three races out of three?

A That's right.

Q And is that a group that had prior to 1968 elected most of the school board members?

A For about twenty years I understand.

Q So then at least to the extent that in 1968 they didn't elect anybody, those who supported LEAD were discriminated against to the extent that they didn't win, right? At least they lost?

MR. MAITY: Excuse me, I think you've got your question backwards, Earl.

LEAD won in '68.

Q Excuse me. C.G.S., those who supported C.G.S.

A The system discriminated.

Q Yes, sir. Let me reframe my question: In

1 1968 C.G.S. lost three races, right?

2 A That's right.

3 Q Now, since they didn't get anybody elected
4 in 1968 would you say that the supporters of the C.G.S.
5 were therefore discriminated against?

6 A I'm saying that the system discriminated
7 against individual segments. I feel in 1968 C.G.S.
8 probably could have elected one, if they were in
9 single-member districts.

10 Q So at least they lost the election though?

11 A Yes.

12 Q So since they didn't have anybody elected,
13 if we mean by losing the election discrimination, they
14 were discriminated against?

15 A If you mean by just losing the election, yes.

16 Q But if we don't mean that you and your group
17 didn't discriminate against them, did you, Doctor?

18 A You mean -- No, it was a system already
19 established of how we elect them. Not by groups.

20 Q So then in some of those instances we are
21 talking about winning and losing elections as dis-
22 tinguished from discrimination, aren't we?

23 A Yes.

24 Q For instance, right now the President of the
25 United States is a Republican, isn't he?

Q A Yes.

Q So simply because he is a Republican we wouldn't say that those of us who happen to be Democrats are discriminated against? On the other hand we simply lost an election, didn't we?

A That's correct.

Q MR. LUNA: That's all.

RECESS EXAMINATION

BY MR. RUMLEY:

Q Let me clear up just one point there, Doctor, please. From the questions that Mr. Luna has just asked you, the questions are predicated on the fact that winning and losing an election is the basis on which you have contended that a losing party or candidate has been discriminated because he lost?

A No.

Q Is that what you were saying or is it because of this system and the method of the election that is the discrimination?

A It's my contention it's the method of election in discriminating against specific segments of our society.

Q Going back to your 1968 election that he just referred to, if the members of the School Board had been elected by districts do you believe that the op-

LUNA RECD

CHAS. E. GARY, JR., REPORTER

IN REPLY

DALLAS, TEXAS

1 position that least its whole slate could have elected
2 at least one member?

3 A I think it was highly likely that they would
4 have elected one member.

5 Q So it is not that their being defeated that
6 was discrimination but the method by which they had to
7 be elected brought about the discrimination, is that
8 what you had reference to?

9 A Yes.

10 MR. BUNKLEY: That's all.

11 REDIRECT EXAMINATION

12 BY MR. LUNA:

13 Q By discrimination we mean if it was broken
14 up into districts it would give some groups more of a
15 political advantage than they have at this time, don't
16 we?

17 A Yes.

18 MR. LUNA: That's all.

19 MR. BUNKLEY: One other question.

20 RECROSS EXAMINATION

21 BY MR. BUNKLEY:

22 Q Is it the group that has the political ad-
23 vantage that you have reference to or would it give the
24 individual voter an opportunity to have his voice ad-
25 equately heard by the person that is running within his

LINDA KIDD

CERTIFIED COURT REPORTER
Rt 8-2341
DALLAS, TEXAS

1 district? In other words, if the individual voter
 2 wanted to expound his philosophy, can he do it better
 3 by having to elect a person representing a single-
 4 member district or can he have the same effect or will
 5 his voice have the same effect on an individual who is
 6 running at-large where he has to be elected from the
 7 entire county?

8 A I think a person who represents a single
 9 district would be more sensitive to the needs of that
 10 community, would be more articulate in expounding the
 11 issues of that area without doubt.

12 MR. DUNKLEY: That's all.

13 INDIRECT EXAMINATION

14 BY MR. LUNA:

15 Q Let me come back to the Republican Party
 16 once more, Doctor. We have not identified in this
 17 record what party, political party that you belong to
 18 and I don't propose to ask you at this time. But are
 19 you aware that there are approximately ten members of
 20 the legislature, that is the House of Representatives,
 21 who are Republicans?

22 A I know there are some Republican members,
 23 particularly from West Texas and one from here and one
 24 from Houston too I guess.

25 Q Would you also agree that more or at least

1 half of the seats in the legislature of the hundred
2 and fifty places are elected from single-member dis-
3 tricts?

4 A Yes.

5 Q And so far as the Republicans are concerned
6 would you agree, as our record shows in other depo-
7 sitions, that only two of those Republicans are elected
8 from single-member districts and the other eight are
9 elected from multi-member districts?

10 A I didn't know that.

11 Q I see.

12 A But it was -- Well, I just didn't know
13 that.

14 Q Well, at least you do know that one of the
15 Republicans --

16 A Agnigh.

17 Q -- was elected from Dallas County in a multi-
18 member district?

19 A That's right.

20 Q And I assume that you know that there is --

21 MR. MAUZY: There are several Re-
22 publican members in the House in Harris
23 County that run on an at-large basis too.

24 Q Yes. You are aware of that too, aren't you?

25 A Yes.

1 MR. LUNA: That's all, thank you.

2 MR. LUNA: That's all, thank you.

3 MR. SUMLEY: I have no further
4 questions.

5 MR. MALEY: I have no further ques-
6 tions at this time.

7 CROSS EXAMINATION

8 BY MR. WHITE: Would you please state your name?

9 A: Yes, I'd like to ask you a question, please.

10 I'm John White and my firm represents Johnny Marriott
11 et al, and others, who are plaintiffs in this suit.

12 If I had been the one asking these questions here this
13 morning would you have answered them substantially the
14 same way?

15 A: Oh, yes.

16 MR. WHITE: That's all I have.

17 MR. WHITE: That's all I have.

18 MR. WHITE: That's all I have.

19 (Signature waived by agreement
20 of all parties present)

21 MR. WHITE: That's all I have.

22 MR. WHITE: That's all I have.

23 MR. WHITE: That's all I have.

24 MR. WHITE: That's all I have.

25 MR. WHITE: That's all I have.

1 STATE OF TEXAS

2 COUNTY OF DALLAS

3 I, Linda Ridd, a Notary Public duly commissioned
4 and qualified in and for the County of Dallas, State
5 of Texas, do hereby certify that, pursuant to the agree-
6 ment hereinbefore set forth, there came before me on
7 the 31st day of December, 1971, at 12:00 o'clock p.m.,
8 at the offices of NULLINAK, WELLS, MAUZY & RAAB, INC.,
9 1601 National Bankers Life Building, Dallas, Texas, the
10 following named person, to-wit, DR. EMMETT J. CONRAD,
11 who was by me duly sworn to testify the truth and
12 nothing but the truth of his knowledge touching and
13 concerning the matters in controversy in this cause;
14 and that he was thereupon carefully examined upon his
15 oath and his examination reduced to writing under my
16 supervision; that the deposition is a true record of
17 the testimony given by the witness, and that the signa-
18 ture of the witness to his deposition was waived by all
19 parties present, pursuant to the stipulation heretofore
20 set forth.

21 I further certify that I am neither attorney or
22 counsel for, nor related to or employed by, any of the
23 parties of the action in which this deposition is ta-
24 ken, and further that I am not a relative or employee
25 of any attorney or counsel employed by the parties

LINDA RIDD
CERTIFIED COURT REPORTER
RI 6-2361
DALLAS, TEXAS

1 hereto, or financially interested in the action.

2 IN WITNESS WHEREOF, I have hereto set my hand
3 and affixed my notarial seal this 12 day of
4 January, A. D., 1972.

5 *Linda King*
6 **LINDA KING, NOTARY PUBLIC IN**
7 **AND FOR DALLAS COUNTY, TEXAS**

8 My Commission Expires June 1, 1973

LINDA KING

Notary Public - State of Texas

My Comm.

DALLAS, TEXAS

UNITED STATES DISTRICT COURT

WESTERN DISTRICT OF TEXAS

AUSTIN DIVISION

CURRIS GRAVES, ET AL

VERSUS

Civil Action No. A-71-CA-142

BEN BARNES, ET AL

DIANA REGEISTER, ET AL

VERSUS

Civil Action No. A-71-CA-143

BOB BULLOCK, ET AL

JOHNNY MARRIOTT, ET AL

VERSUS

Civil Action No. A-71-CA-144

PRESTON SMITH, ET AL

VAN HENRY ARCHER, JR.

VERSUS

Civil Action No. A-71-CA-145

PRESTON SMITH, ET AL

**ORAL DEPOSITION OF
MR. UTAH KIRK**

APPEARANCES:

MR. JOHN COLLINS
 Attorney at Law
 1100 National Bankers Life Building
 Dallas, Texas

**APPEARING FOR THE PLAINTIFF,
 DIANA ROOSTER, ET AL**

MR. ROBERT M. GREENBERG
MR. JOHN WHITE
STANFIELD & GREENBERG
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 Dallas, Texas

**APPEARING FOR THE PLAINTIFF,
 JOSEPH MARIOTT, ET AL**

MR. EARL LUFAN
 Attorney at Law
 Dallas Federal Savings Building
 Dallas, Texas

**APPEARING FOR THE DEFENDANT,
 ROY ORR**

MR. WARDELOW LANE
 Attorney General's Office
 Austin, Texas

APPEARING FOR THE STATE OF TEXAS

**ORAL DEPOSITION OF
 MR. UTAH KIRK**

ANSWERS AND DEPOSITION of MR. UTAH KIRK,
 a witness produced on behalf of the Defendant,
 Roy Orr, taken in the above styled and numbered
 cause on the 31st day of December, A. D., 1971.

before Nancy C. Blinker, a Notary Public and
 Certified Shorthand Reporter in and for Dallas
 County, Texas, in the offices of MR. JOHN
 COLLINS, located at 1800 National Bankers Life
 Building in the City of Dallas, County of Dallas
 and State of Texas in accordance with the
 agreement hereinafter set forth.

AGREEMENT

It is hereby agreed by and between the parties hereto that this deposition is being taken under the same agreement that was adopted and made a part of the depositions of the Members of the Redistricting Board that were deposed this week.

MR. ROBERT W. LINDEN

MR. JOHN W. LINDEN

MR. LINDEN'S COUNSEL

AND MR. LINDEN'S COUNSEL

DALLAS, TEXAS

APPEARING FOR THE PLAINTIFF

ROBERT W. LINDEN, ET AL

MR. JOHN W. LINDEN

MR. LINDEN'S COUNSEL

MR. LINDEN'S COUNSEL

DALLAS, TEXAS

APPEARING FOR THE DEFENDANT

MR. LINDEN

MR. LINDEN'S COUNSEL

MR. LINDEN'S COUNSEL

DALLAS, TEXAS

APPEARING FOR THE PLAINTIFF

MR. LINDEN'S COUNSEL

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MR. LINDEN'S COUNSEL

MR. LINDEN'S COUNSEL

MR. LINDEN'S COUNSEL

MARSHY BLINKER

CORPORATE COUNSEL

AT DALLAS

DALLAS, TEXAS

DALLAS, TEXAS

1 MR. UTAH KIRK,

2 having been first duly cautioned and sworn to
3 testify the truth, the whole truth and nothing but
4 the truth, testified on his oath as follows:

5 DIRECT EXAMINATION

6 BY MR. LUNA:

7 Q What is your name, please, sir?

8 A Utah Kirk.

9 Q Mr. Kirk, where do you live?

10 A 2402 Naome.

11 Q Is that in Dallas --

12 A Yes.

13 Q -- Dallas County, Texas?

14 A Yes.

15 Q How long have you lived in Dallas
16 County, Texas?

17 A All my life except for the time I spent
18 in school and the Army.

19 Q How old are you?

20 A Forty-eight.

21 Q So you have lived in Dallas, Dallas
22 County, Texas, forty-eight years?

23 A Yes.

24 Q Except for the time you spent in school
25 and in the Army?

A Right.

Q Where outside of Dallas, first of all, did you go to school?

A I went to school in Lawton, Oklahoma.

Q Lawton, Oklahoma?

A Yes. And while I was in the service, I went to the University of Hamburg in Germany.

Q You say you were in the service. You are talking about the Armed Services of the United States?

A Yes.

Q When were you in the Armed Services, for what period of time?

A 1941 to 1944.

Q You may need to talk just a little louder so she can hear you.

A From 1941 to 1944.

Q Did you serve overseas?

A Yes.

Q Where?

A As a matter of fact, nine foreign countries in Europe.

Q Nine foreign countries in Europe. Did you receive service decorations of any type during the service?

1 A Oh, yes, I have approximately nine
2 ribbons and four major battle stars.

3 Q Four major battle stars?

4 A Yes.

5 Q Were you honorably discharged?

6 A Yes.

7 Q What type of work do you do at this
8 time, and have you generally done for the last
9 several years?

10 A For the past six years I have been
11 retired.

12 Q From what were you retired?

13 A Civil Service.

14 Q What part of the Civil Service were you
15 in?

16 A Post Office Department.

17 Q And you have been retired then for
18 approximately --

19 A 1964.

20 Q Since 1964?

21 A Yes.

22 Q When you were active in the Post Office,
23 did you work in the Dallas Post Office?

24 A Yes.

25 Q In what capacity?

1 Again First I started out as a mail handler.
 2 Then I worked as a special delivery sorter. Then
 3 I worked as a clerk. I worked as a truck driver.
 4 And that's it.

5 Q Mr. Kirk, since we are taking your
 6 deposition in writing, which will be offered to the
 7 court perhaps without your being present, I want
 8 to ask you a few questions that would not
 9 otherwise be obvious from reading the record.

10 A Yes.

11 Q Some of these questions that I am going
 12 to ask you now, we obviously can see, but it may
 13 not be that way in court, if you are not present
 14 when your deposition is offered. So, first of all,
 15 would you tell me what color you are?

16 A Black.

17 Q All right, have you lived in an area,
 18 or do you now live in an area in Dallas, Dallas
 19 County, Texas, that is predominately inhabited by
 20 members of the black or Negro race?

21 A Yes.

22 Q And what area with reference to direc-
 23 tions of town is that?

24 A The Oak Cliff section of town.

25 Q Oak Cliff section?

1 A Yes, I would say from this place, it
2 would be southeast.

3 Q Southeast?

4 A Yes.

5 Q In working for the Post Office, and
6 having been retired for the last few years, have
7 you had an opportunity to be interested in
8 observing politics in Dallas County, Texas, and
9 especially as they affect the minorities, and
10 especially the black minority?

11 A Yes.

12 Q Do you know of any incidents, Mr. Kirk,
13 where in the last several years, including the
14 current time, when the black people or any other
15 minorities, or majorities for that matter, have been
16 hampered in their attempt to register to vote?

17 A No.

18 Q On the other hand, has there been an
19 overt effort to attempt to get all people, including
20 minorities, to register to vote in Dallas County?

21 A There has been a maximum effort.

22 Q A maximum effort?

23 A Yes.

24 Q Have you been a part of that effort?

25 A Yes, I have been a part of that effort.

1 Q To help register folks and encourage
2 them to register?

3 A Definitely so.

4 Q In your opinion, do the minorities,
5 including the black people, and also the majorities,
6 in Dallas County, Texas, have access to the
7 political system, to vote and participate?

8 A Yes, they do have.

9 Q As a matter of fact, again, isn't there
10 an effort made by all segments of the community
11 to encourage all people, regardless of race, creed,
12 color, religion, or national origin, to participate
13 more actively in the political system?

14 A Yes.

15 Q Have you been a part of that effort?

16 A I have been a part of that effort also.

17 Q We are taking your deposition here today,
18 Mr. Kirk, in connection with some lawsuits that
19 are going to be heard beginning next week in
20 Austin, Texas, in a three-judge Federal court
21 attacking the redistricting of the State of Texas
22 insofar as both the senatorial districts and
23 legislative districts are concerned in Texas. You
24 are aware of that, aren't you?

25 A Yes.

1 Q Now, my questions are going to be
2 mainly at this time in connection with the
3 legislative redistricting plan for the House of
4 Representatives of the State of Texas. You are
5 aware, of course, that Texas has been redistricted
6 in the last several redistricting plans that you and
7 I can remember so that it had single member
8 districts in some parts of Texas, but multi-member
9 districts for the House of Representatives in
10 Dallas County, that's right, isn't it?

11 A Yes.

12 Q Now, there are some allegations in this
13 case by some Republicans and some minorities
14 alleging that multi-member districts discriminate
15 against, in the one instance against the Republi-
16 cans, and the other allegation against the
17 minorities; some of the minorities being black and
18 some of them being brown. I want to ask you as
19 a member of the black race whether or not you
20 are also generally familiar with the political
21 realities in Dallas County as to the Mexican-
22 American?

23 A Yes.

24 Q Now, have you at times made a study
25 of, and considered the possibilities or probabilities

1 of running for the Texas Legislature yourself?

2 A. Yes, I have.

3 Q. Have you made a decision as to, if
4 you had the choice, as to whether you would run
5 from a single member district of just black people
6 or a multi-member district covering the whole
7 county, as to which way you would rather run?

8 A. Frankly, I would rather run from a multi-
9 member district in Dallas County.

10 Q. Would you tell us why you would rather
11 run from a multi-member district?

12 A. Well, first of all to me, the single
13 member districts is nothing more than a form of
14 discrimination.

15 Q. Why do you say that?

16 A. It is putting you in to a corner where
17 you only represent the black people. Whereas
18 multi-member districts gives you a chance to
19 represent the people of Dallas and Dallas County,
20 all of the people of Dallas and Dallas County and
21 not just one special group.

22 Q. Is that another way of saying that
23 people of all races need to learn to work together
24 in government?

25 A. Definitely so.

1 Q In representative government in Dallas
2 County multi-member districts, do you think a
3 black person simply because he is black would be
4 discriminated against or hurt by the multi-member
5 districts?

6 A By no means. I would like to answer
7 that question another way also.

8 Q All right.

9 A The black people of Dallas have never
10 been denied the privilege of voting in any election.
11 It is usually the apathy of the black community
12 that more blacks aren't elected. They have the
13 same chance as any other race in the city to vote
14 and elect members of their group, if they vote.

15 Q If they go out and vote?

16 A If they go out and vote.

17 Q Now, I believe you are generally familiar
18 with the election returns for the last -- last
19 election, aren't you?

20 A Definitely so.

21 Q As I recall, we had a black man named
22 Berlaing Brashear who ran for the Legislature and
23 was defeated in a run-off election, do you recall
24 that?

25 A Yes.

NANDY BLINKER
CERTIFIED COURT REPORTER
RI 9-6661
DALLAS, TEXAS

Q He was defeated by a white? A Yes.

A Yes, correct. Although Mr. Branshear was defeated,

Q Although Mr. Branshear was defeated,

if I recall, he received fewer votes, not percentage

wise, but fewer votes in total numbers in the

black community than he received in the white

community, is that approximately correct?

A Yes, I would rather say that

Q Is that the way you remember it?

A Yes.

Q Do you know Rev. Zen Holmes?

A Yes, I know him.

Q Do you think Rev. Zen Holmes -- well,

first of all, is he a black man?

A Yes, definitely so, black.

Q Is he also a member of the Legislature?

A Yes.

Q Was he elected county-wide?

A Yes.

Q Now, there have been allegations made

that a county-wide election of members of the

House of Representatives would not result in the

election of a black man who was reasonably

representative of the black community. Now, with

that in mind my question is this: Would it be

1 reasonable to say that Rev. Zan Holmes who was
2 elected under that system of county-wide elections
3 is not representative of the black community?

4 A He is representing -- he is representing
5 the whole Dallas County, yes.

6 Q But is he also a popular choice of the
7 black community?

8 A Definitely so, yes.

9 Q So would it be correct to say that Zan
10 Holmes is not able to relate to the black community,
11 or would that be incorrect? Does he relate well
12 to the black community?

13 A Zan does relate well to the black
14 community.

15 Q Now, does he also relate well to the
16 white community?

17 A He also relates well to the white
18 community.

19 Q Now, I don't know whether you know
20 his educational background or not. Do you know
21 his educational background?

22 A Most of it.

23 Q Well, he is well-educated and articulate.
24 isn't he?

25 A Yes, definitely so.

Q Do you know of any segment of the community, black, white, or brown, who has raised a great -- any great amount of complaint -- I guess there is some objection to anybody in a political office, but have you known of anything that we could call a ground swell of opposition by people of any color against Zan Holmes?

A No. Zan is one of the finest young men I have met.

Q Do you know Dr. Emmett Conrad?

A Yes.

Q What color is he?

A Black.

Q Does Dr. Conrad hold an office in Dallas?

A Yes.

Q What office does he hold?

A He has an office on Oakland. He has a doctor's office, I believe.

Q But is he a member of the Board of Trustees of the Dallas Independent School District?

A Yes.

Q Was he elected in the Dallas Independent School District at large, did they vote all over the district for him?

1 A Yes.
2 Q I believe in the Dallas Independent
3 School District, maybe they have to live in a
4 particular area, but they are voted on all over
5 the district, right?

6 A Yes.
7 Q Now, the Dallas Independent School
8 District covers most, but not all, of the City of
9 Dallas together with parts of several suburban
10 towns, does it not?

11 A Yes.

12 Q Wilmer Hutchins, for instance, is not
13 in the Dallas School District, it is south of it,
14 isn't it?

15 A Right.

16 Q But Seagoville, the City of Seagoville
17 and the schools in it are in the Dallas School
18 District, are they not?

19 A Yes.

20 Q And part of the City of Garland is in
21 the Dallas Independent School District?

22 A Yes.

23 Q And perhaps some more areas, is that
24 right?

25 A Yes.

Q Have you known of statements made lately on the radio and in other parts of the news media by Dr. Conrad where he has stated that he doesn't feel in the case of the School Board that the black community ought to be put in one district and set aside to itself, but that Dallas was sophisticated enough to elect a black district-wide, do you know that?

A Yes.

Q A few years ago, Dallas had one Senator, did it not?

A Right.

Q Now, it has been said -- it was said at that time and is being said now about the House, that when we divided the county up into some sort of single member districts, or less than county-wide, that perhaps more blacks would be elected. You have heard that said?

A Yes, I have.

Q Now, when Dallas County was divided up into three, and part of another, senatorial districts, was there a black elected?

A No.

Q The three Senators that represent the county are all three white?

1 A Yes.

2 Q And the one who represents the excess
3 surplage with some other counties, Senator Hall,
4 is white also?

5 A Definitely so.

6 Q Do you generally agree with what Dr.
7 Conrad has said that you told us about a little
8 bit ago insofar as not isolating the black commu-
9 nity in one district is concerned?

10 A Oh, yes, definitely so.

11 MR. LUNA: I pass the witness.

12 CROSS-EXAMINATION

13 BY MR. GREENBERG:

14 Q Mr. Kirk, my name is Robert Greenberg
15 and I represent the plaintiff, Johnny Marriott
16 and others in connection with this case, you
17 understand that?

18 A Yes.

19 Q Now, Mr. Kirk, how many -- Let me ask
20 you this, do you know what precinct you live in?

21 A Yes.

22 Q What precinct do you live in?

23 A 440.

24 Q About how many blacks from your
25 experience usually vote in that precinct, in

1 percentage, in other words is it a predominantly
2 black precinct?

3 A Yes.

4 Q Or is it predominantly white or what?

5 A It is predominantly black.

6 Q Would you say that the total vote from
7 that precinct is fifty percent black, sixty percent,
8 or what would be your estimate?

9 A Oh, definitely not. It is very seldom,
10 if ever, fifty percent turnout in that precinct.

11 Q Now, my question is, Mr. Kirk, with
12 regard to those who vote --

13 A Yes.

14 Q -- how many, what percentage of those
15 who vote are black in that precinct?

16 A I would say at least seventy-five
17 percent were black.

18 Q Would you call Precinct Number 440
19 basically a conservative precinct or a liberal
20 precinct?

21 A I would say it is mixed.

22 Q Now, how many years have you been
23 voting in that precinct?

24 A Since 1959.

25 Q Since 1959, how many black candidates

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1 the figures, but by a very nice margin, due to
2 the fact of Rev. Holmes' popularity and his
3 position with the United Methodist Church.

4 Q And also due to the fact that he was
5 black?

6 A Right, and due to the fact that he was
7 black.

8 Q Would you say that Precinct 440 is --
9 in the general election basically votes Democrat
10 or basically votes Republican?

11 A It basically votes Democrat.

12 Q Now, if Precinct 440 was put in a
13 single member legislative district with other
14 precincts that voted seventy-five percent black,
15 that is the voters are seventy-five percent black,
16 would you say that a Republican candidate by
17 virtue of that district would be discriminated
18 against?

19 A By all means definitely so. He wouldn't
20 have a ghost of a chance.

21 Q Now, let me ask you this. You are
22 familiar with Dallas County as a whole, are you
23 not?

24 A Yes.

25 Q Now, you are familiar with the Highland

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1 Park section of Dallas County?

2 A Yes.

3 Q Are you familiar with the voting records
4 of some of the precincts out in Highland Park?

5 A I have those figures at home. Yes, I
6 am familiar with them.

7 Q Would you say that the majority of the
8 voting precincts, or at least some of them, in
9 Highland Park votes Republican in the general
10 election?

11 A Yes.

12 Q Now, if that area of town was separated
13 into a single member district, and that single
14 member district was made up of precincts that
15 basically vote Republican, would it be your
16 opinion or not that a black Democratic candidate
17 would be discriminated against in that district?

18 A Yes, he would be.

19 MR. GREENBERG: I believe
20 that's all.

21 MR. LAWE: The Attorney
22 General's Office has no questions at
23 this time.

24 Since 1957.

CROSS-EXAMINATION

BY MR. COLLINS:

Q Mr. Kirk, just a few questions, please, sir. Did you receive a subpoena to come here this morning?

A No.

Q You are here of your own free will --

A Yes.

Q -- and accord, isn't that correct?

A Yes.

Q And I assume Mr. Luna is the one that asked you to come and give your testimony this morning, is that correct?

A Yes.

Q And I'm sure you had an opportunity to talk with Mr. Luna briefly about what this was going to entail and, you know, what this case is about, is that a fair statement?

A I have known about this inquiry from the start. Politics happens to be one of my fields.

Q My question, Mr. Kirk, was you did have an opportunity to discuss the matter with Mr. Luna, is that correct?

A Yes.

Q And I assume that you discussed some

1 of the questions that would likely be asked of you
2 here?

3 A No.

4 Q Oh, you didn't talk about that?

5 A Not the questions that would be asked
6 me here.

7 Q You didn't talk about that?

8 A No, definitely not. Let me say this
9 while you are on that. I was asked to come down
10 and a deposition would be taken just like that.
11 I was asked if I would come down and give a
12 deposition and I said yes I will.

13 Q Who called you to ask you to do that?

14 A Let me get that name together now.
15 Mr. Block.

16 Q Mr. Bach?

17 A Yes.

18 Q When did Mr. Bach give you a call, do
19 you remember, Mr. Kirk?

20 A It was yesterday.

21 Q Yesterday?

22 A Yes.

23 Q About what time was it, do you recall
24 roughly?

25 A No, I don't. It was in the morning, I

1 believe, it was in the morning.

2 Q What did Mr. Bach tell you when he
3 called?

4 A Just asked me if I would come down to
5 1601 National Life Building and give a deposition
6 concerning the redistricting in the State of Texas.

7 Q Okay, you know Mr. Bach fairly well,
8 don't you, Mr. Kirk?

9 A I do know of Mr. Bach. I don't know
10 him very well:

11 Q Well, you know Mr. Luna, our Democra-
12 tic County Chairman?

13 A Yes.

14 Q You know, and I assume you have worked
15 with Mr. Luna as a number of people have over a
16 period of time, would that be a fair statement?

17 A That would be a fair statement.

18 Q Now, are you presently a precinct
19 chairman?

20 A No.

21 Q You have been in the past?

22 A No.

23 Q Oh, you have never been a precinct
24 chairman? Since you have told us that you were
25 familiar with the political situation here in Dallas

1 County, I would assume you would know about the
2 Democratic Committee For Responsible Government,
3 do you know about that committee?

4 A Yes, I do know about that committee.

5 Q Tell us just a little bit about what you
6 know about the, and if we can use the initials,
7 the DCRG?

8 A Nothing more than it is just an
9 organization, a political organization.

10 Q Well do you know some of the people
11 who participate in that committee?

12 MR. GREENBERG: I don't
13 understand your question.

14 THE WITNESS: I don't either.

15 MR. GREENBERG: Participate
16 me to what?

17 Q Participate in that organization, let me
18 rephrase the question, the organization being the
19 Democratic Committee For Responsible Government?

20 A That question is puzzling to me.

21 Q Do you know any people who are
22 associated with, who have worked for, or who are
23 now working for, the Democratic Committee For
24 Responsible Government?

25 A I know quite a few people, now, whether

1 they are working for this committee, I don't know.
2 I know of the committee, definitely so.

3 Q My question, though, Mr. Kirk is, do
4 you know anybody who has an office in that
5 organization, or who holds himself out to be part
6 of the Democratic Committee For Responsible
7 Government?

8 A Yes.

9 Q And can you tell us who some of those
10 people are that you know?

11 A Let's see.

12 THE WITNESS: If I am correct,
13 let me ask a question, Earl, are you a
14 part of that organization? I am sorry
15 about that.

16 MR. COLLINS: Mr. Luna is
17 shaking his head over there, and I
18 assume he is shaking it negatively.

19 MR. LUNA: It happens that I
20 am not a member of it.

21 A (Continuing) I believe that -- I don't
22 know whether this statement is true or not, but I
23 believe that Joe Rich is a part of that organization
24 and if I am wrong, somebody correct me here
25 because I know of the organization, but the exact

1 members of this organization because it is mostly
2 -- It is predominantly a white organization and I
3 am not familiar with them.

4 Q Not very many blacks in that organiza-
5 tion?

6 A What was that?

7 Q There are not very many blacks in that
8 organization, are there?

9 A Percentage wise, I think there are.

10 Q Oh, there are? Can you name some of
11 the blacks?

12 A I understand that there are blacks
13 associated with it.

14 Q Well, do you know any of them?

15 A I have no proof of this.

16 Q Do you know any blacks who hold
17 themselves out as participating in the DCRG?

18 A An accurate statement would be that I
19 can't answer that question.

20 Q Well, let me put it this way, Mr. Kirk,
21 can you name us some blacks that you know of
22 who participate in the organization known as the
23 Democratic Committee For Responsible Government?

24 A No.

25 Q But at any rate, do you know that

1 organization to be very influential in Democratic
2 politics here in Dallas County, would that be a
3 fair statement?

4 A Yes.

5 Q They do help or they assist candidates
6 in making races, would that be a fair statement
7 based on your knowledge?

8 A No, I can't truthfully say that they do
9 assist candidates making races. I know of the
10 organization and I know their purpose.

11 Q What is their purpose?

12 A The purpose of it is like the DCRG,
13 what it says, Democratic Committee For Responsible
14 Government. They represent and try to get
15 responsible people for offices, Democratic offices.

16 Q Now, how did you come to know about
17 that particular purpose of that organization?

18 A Well, I read an awful lot. I am a
19 political strategist and my job is running political
20 campaigns.

21 Q What political campaigns have you run
22 in the past?

23 A Well, I have run and managed Zan
24 Holmes' campaign. Earl Cabell's campaign. I
25 have worked in School Board elections for the past

1 five years. As a matter of fact I have worked in
2 just about all of the city and county elections for
3 the past eight years, on some parts of them.

4 Q For the record, you probably already
5 told us this, Mr. Kirk, but how long have you
6 been in Dallas County?

7 A I have been here all my life.

8 Q Okay, were you here around say 1947 or
9 '48, somewhere around in there?

10 A No.

11 Q Where were you at that time, if you
12 recall?

13 A From '48, yes, I was here in '48. I
14 was getting ready to go back in the Army, though,
15 the Korean War.

16 Q Now, prior to 1966, Mr. Kirk, can you
17 tell us the names of any blacks that you had an
18 opportunity to vote for for the Texas Legislature
19 here in Dallas, Texas?

20 A Prior to 1966?

21 Q Uh-huh.

22 A Let me ask you a question. The only
23 black that I know of was Joe Lockridge. Let me
24 get this straight now. Joe Lockridge ran as a
25 black man for the House of Representatives. To

1 my knowledge he was the first black man to run
2 from the City of Dallas for the House of Repre-
3 sentatives.

4 Q Then did you happen to know Mr.
5 Lockridge by any chance?

6 A Yes.

7 Q And being in the -- since you are in
8 the political area here, Mr. Kirk, and since you
9 mentioned Mr. Lockridge, I assume you also knew
10 that he was endorsed by the Democratic Committee
11 For Responsible Government, do you recall that?

12 A No.

13 Q You don't recall that?

14 A I don't know who he was endorsed by.

15 Q It wouldn't surprise you to learn of that
16 fact, would it, Mr. Kirk?

17 A In politics, you are not surprised by
18 anything. I know one thing that Joe got an awful
19 lot of support from the white areas as well as
20 from the black, naturally from the black, because
21 he was the first black candidate to run.

22 Q Well, since you ran Zan Holmes'
23 campaign, then you would also know that he too
24 was endorsed by the Democratic Committee For
25 Responsible Government?

1 A Oh, definitely so. Let me ask you this
2 question. Candidates seek all endorsements they
3 can get from all organizations, political, social,
4 and other ethnic groups.

5 Q Well, let me ask you this question:
6 Can you name all of the blacks that you can think
7 of who have run for the Texas House of Represen-
8 tatives who have not been endorsed by the
9 Democratic Committee For Responsible Government?

10 A Let me say this that in the past whether
11 or not Brashear or San Holmes or any of the rest
12 of them was -- I know Zan was endorsed by the
13 organization, but I don't know -- I am only
14 interested in the candidates that I support.

15 Q My question --

16 A Whether they are black or white.

17 Q My question to you, Mr. Kirk, was this,
18 can you name all of the black candidates, other
19 than Mr. Lockridge and Mr. Holmes' who have run
20 for the Texas House here in Dallas County who have
21 not been endorsed by the Democratic Committee For
22 Responsible Government?

23 A No, I can't name them.

24 Q As a matter of fact, isn't it true that
25 Mr. Brashear is the only one in recent history

1 who has run in Dallas County as a black in the
2 Texas House race who has not been endorsed by
3 the DCRG?

4 A I didn't even endorse Brashear myself.

5 Q Well, my question to you is isn't that
6 true?

7 A No, I am not aware of that.

8 Q Are you saying that he was endorsed
9 by the DCRG?

10 A I am saying I wasn't interested in Mr.
11 Brashear's race. And people that I am not
12 interested in their race, I don't support them and
13 I don't keep up with their endorsements.

14 Q So then your testimony is that you
15 wouldn't know anything about Mr. Brashear's race,
16 isn't that right?

17 A That's correct.

18 Q That's fine. Now, being involved in
19 politics, Mr. Kirk, I assume you are also aware
20 of the cost of running a campaign, are you not?

21 A Definitely so.

22 Q Politics can be a pretty expensive game,
23 isn't that correct?

24 A It could be.

25 Q I assume in your experience in helping

1 in county-wide races, you found it to be expensive,
2 would that be a fair statement?

3 A No, I can't say that.

4 Q What has your experience been, Mr.
5 Kirk, with respect to county-wide races and their
6 costs that you have observed based on your own
7 knowledge?

8 A I know that you can run county-wide and
9 it don't take that much money to run county-wide.
10 As a matter of fact, you can even run a campaign
11 on the telephone. We call it the boiler room.
12 From various volunteer groups. It can be done.
13 It does take a certain amount of money to run a
14 campaign.

15 Q Well, you told Mr. Luna a moment ago,
16 I think, that you yourself had thought about
17 running for the Texas House, isn't that correct?

18 A Yes.

19 Q Well, I assume in thinking about that
20 you have also had an opportunity to think about
21 what it might cost?

22 A Definitely so.

23 Q Can you share with us your observation
24 and your investigation as to what it might cost to
25 run for the Texas House, county-wide here in

1 Dallas County?

2 A County-wide, it would cost me less
3 than three thousand dollars.

4 Q How did you arrive at that figure?

5 A My experience in running campaigns.

6 Q Can you share with us some of that
7 experience?

8 A Yes, you get as many endorsements as
9 you can from various groups, social, religious,
10 all groups that will endorse you. You get as
11 much free help as you can. The most expensive
12 thing about the House of Representatives would
13 be the filing fee.

14 Q Okay, based on your --

15 A One lump sum.

16 Q Based on your experience, what have
17 you found the filing fee to be?

18 A Well, frankly, I haven't decided yet to
19 run or not and I haven't really checked into it.

20 Q So you don't know what the filing fee is?

21 A No, definitely not.

22 Q Have you investigated the cost of
23 mailing out information to the voters county-wide?

24 A Yes, I know of this cost.

25 Q Can you tell us what you know about

1 that?

2 A Well, to mail to every voter in Dallas,
3 Dallas County-wide, would cost you a beautiful
4 piece of money. It would cost you well over
5 five thousand dollars.

6 Q So on a three thousand dollar budget,
7 you couldn't make a county-wide mailing, would
8 that be correct?

9 A No, definitely not.

10 Q Of course, I assume as you told us a
11 moment ago, you worked in the Post Office
12 Department?

13 A Right.

14 Q And I assume you are familiar with the
15 cost of handling and delivering mail?

16 A Yes.

17 Q All right, so --

18 A Let me answer this question. You made
19 the statement that I couldn't make a county-wide
20 mailing --

21 Q On a three thousand dollar budget now.

22 A Well, it definitely wouldn't be necessary.
23 As far as a black man is concerned, running a race
24 in this town, you are concerned with more or less
25 the black carrying the black area and a certain

1 amount of sympathetic whites would definitely
2 have to go along with you. That is where the
3 cost is, in the teas and receptions and invites
4 come in which are done in various parts of the
5 city like that.

6 Q Now, Mr. Kirk, being a black man,
7 you know that Dallas is still a fairly segregated
8 community, is it not?

9 A Definitely so.

10 Q It is still segregated as to housing, is
11 that correct?

12 A The whole field is still --

13 Q Housing, schools --

14 A Yes.

15 Q -- employment?

16 A Yes.

17 Q Wouldn't that be a fair statement?

18 A Definitely so.

19 Q How can you as a black man say that
20 you can run and be elected county-wide in Dallas
21 County with Dallas still being the segregated
22 community that it is?

23 A It has been proven.

24 Q How?

25 A Zen Holmes did it. George Allen did it.

1 Q Well, I am talking about -- we are
2 talking about the Texas Legislature. Just for the
3 moment, let's limit ourselves to the House of
4 Representatives. And there are only two men who
5 did that, is that right?

6 A Lockridge and Holmes, right.

7 Q Both of those, I believe, you told us
8 had the support and endorsement of the DCRG, is
9 that correct?

10 A No, I didn't say that. I said I had it and
11 I pretty sure that Lockridge had it. I'm not sure
12 whether Lockridge had this endorsement or not.

13 Q Well, based on your experience in
14 Dallas County politics, it is important to have
15 their endorsement, is it not, the endorsement of
16 the DCRG?

17 A It would -- on all candidates, it would
18 be of help to some extent, yes, to have it. It
19 is definitely not essential to have their endorse-
20 ment to get elected. Just like you don't need
21 labor's endorsement to get elected.

22 Q Can you name us all the blacks who got
23 elected to Texas House seats who have not had the
24 DCRG endorsement?

25 A I only know of three that has run for the

1 House of Representatives.

2 Q In other words there haven't been any,
3 isn't that correct, Mr. Kirk?

4 A I can't say that.

5 Q Now, I think you told Mr. Luna a
6 moment ago that you were also familiar with the
7 political realities here in the county with respect
8 to the Mexican-American?

9 A Yes.

10 Q Have any Mexican-Americans been
11 elected to the Texas House of Representatives here
12 in Dallas County?

13 A I don't know of any that has run since
14 I have been in politics.

15 Q So then the answer to my question is
16 there have not been any that have been elected, is
17 that right?

18 A That's right, to my knowledge.

19 MR. COLLINS: I believe that's
20 all the questions I have.

21 REDIRECT EXAMINATION

22 BY MR. LUNA:

23 Q I have just a couple of other questions.
24 He has asked you about the cost of mailing.
25 Because of the cost of mailing being so high, is

1 that why so many political campaigns have gone to
2 the use of the telephone and what we call the
3 boiler room system, the use of telephones?

4 A. Definitely.

5 Q. Is that a much more economical way
6 to reach voters, although it takes more work than
7 writing a letter?

8 A. It takes more work and it is more
9 effective than writing a letter.

10 Q. On the effectiveness for the black
11 community and the county-wide delegation, Mr.
12 Kirk, I'm going to ask you whether or not you are
13 familiar with a year or two ago's problem with the
14 elevated highway in the Spence community, do you
15 recall that?

16 A. I am very familiar with that.

17 Q. Now, the Spence community is in a
18 black part of town, is that right?

19 A. Yes.

20 Q. And was the black community very, very
21 displeased about that elevated highway coming
22 through the black part of town because of the fear
23 of rapes and robberies and other crimes that might
24 be committed under that highway?

25 A. Yes.

1 Q Was there an effort made to get it
2 lowered?

3 A Yes.

4 Q Would you tell us something about
5 how that happened? Do you know about the
6 methods that were used, who helped them with
7 respect to the legislative delegation, did the
8 legislative delegation help?

9 A Definitely, Rev. Zan Holmes.

10 Q Now, we have got, what, fifteen members
11 of the delegation from Dallas?

12 A Yes.

13 Q And did -- there is a single member
14 legislative district in Ellis County, an adjoining
15 county, that is closer to the Spence community
16 than Irving, Texas, which is in Dallas, isn't it?

17 A Yes.

18 Q And Carrollton, Texas, which is also in
19 Dallas County?

20 A Yes.

21 Q Do you know Representative John Boyle
22 of Irving?

23 A Yes.

24 Q And Representative Jack Blanton from
25 Carrollton?

1 A Yes.

2 Q These folks, although they are white,
3 in the general election, would not have been
4 elected had it not been for the black vote, would
5 they?

6 A That's right.

7 Q And therefore when it came time to get
8 that highway lowered, did they with all of the
9 rest of the fifteen representatives in Dallas join
10 with Mr. Sam Holmes in calling on the Highway
11 Commission to lower that highway?

12 A A united effort by the House of
13 Representatives to get the highway lowered.

14 Q From the Dallas County delegates?

15 A Dallas County, yes.

16 Q Now, the single member district, which
17 is down in Ellis County, which was not voted on
18 by the people of the Spence community, did not
19 help, did they?

20 A That's right.

21 Q Did that accomplish a good purpose for
22 the black community that they were unable to
23 accomplish without that assistance from the House
24 delegation?

25 MR. COLLINS: Let me interrupt

1 just a moment, Mr. Luna, I --

2 MR. LUNA: I withdraw the
3 question.

4 MR. COLLINS: I hate to
5 object on the grounds that it is leading,
6 but I feel compelled to inform you at
7 the time of trial we would have to object.

8 MR. LUNA: I pass the witness.
9 I stand corrected.

10 MR. COLLINS: We don't have
11 any further questions at this time, but
12 put this in the record, please. Mr.
13 Kirk, would you mind waiting here just
14 a few minutes since I may have a few
15 more questions later on. I don't intend
16 to keep you waiting long. Would that
17 be agreeable with you?

18 THE WITNESS: Yes.

19 MR. COLLINS: Thank you very
20 kindly.

21
22
23
24
25

MR. UTAH KIRK

STATE OF TEXAS
COUNTY OF DALLAS

SUBSCRIBED AND SWORN TO by the said
witness, MR. UTAH KIRK, before me, the under-
signed authority, on this the ____ day of

January, A.D., 19__.

**NOTARY PUBLIC IN AND FOR
DALLAS COUNTY, TEXAS**

1 STATE OF TEXAS I
2 COUNTY OF DALLAS I

3 to-wit, I, NANCY C. BLINKER, a Notary Public duly
4 commissioned and qualified in and for the County
5 of Dallas, State of Texas, do hereby certify that,
6 pursuant to the Notice and agreement hereinbefore
7 annexed and set forth, there came before me on the
8 31st day of December, 1971, at eight o'clock, A.M.,
9 at the office MR. JOHN COLLINS, 1600 National
10 Bankers Life Building, Dallas, Texas, the following
11 named person, to-wit, MR. UTAH KIRK, who was by
12 me duly sworn to testify the truth and nothing but
13 the truth of his knowledge concerning the matters in
14 controversy in this cause; and that he was thereupon
15 carefully examined upon his oath and his examination
16 reduced to writing under my supervision; that the
17 deposition is a true record of the testimony given
18 by the witness, and that the signature of the witness
19 to his deposition was to be before any Notary Public.

20 I further certify that I am neither attorney or
21 counsel for, nor related to or employed by, any of
22 the parties to the action in which this deposition is
23 taken, and further that I am not a relative or
24 employee of any attorney or counsel employed by
25 the parties hereto, or financially interested in the

action.

In witness whereof, I have herunto set my hand and affixed my notarial seal this day of , A. D., 19 .

**NANCY C. BLINKER, NOTARY PUBLIC
IN AND FOR DALLAS COUNTY, TEXAS**

My commission expires , 19 .

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF TEXAS
AUSTIN DIVISION

CURTIS GRAVES ET AL CIVIL ACTION NO. A-71-CA-142

VERSUS

BEN BARNES ET AL

DIANA REGISTER ET AL

VERSUS

CIVIL ACTION NO. A-71-CA-143

BOB BULLOCK ET AL

JOHNNY MARRIOTT ET AL

VERSUS

CIVIL ACTION NO. A-71-CA-144

PRESTON SMITH ET AL

VAN HENRY ARCHER, JR.

VERSUS

CIVIL ACTION NO. A-71-CA-145

PRESTON SMITH ET AL

APPEARANCES:

CIVIL ACTION NO. A-71-CA-142. CURTIS GRAVES ET AL

VERSUS BEN BARNES ET AL

LINDA EIDO

CERTIFIED COURT REPORTER

RI 8-2541

DALLAS, TEXAS

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 13 **HARRIS COUNTY, TEXAS**

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25 **VERSUS BOB BULLOCK ET AL**

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CERTIFIED COURT REPORTER
IN 9-2301
DALLAS, TEXAS

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 No. 6-2501
 DALLAS, TEXAS

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 35 **STATE OF TEXAS ET AL**

APPEARANCES (Continued):**CIVIL ACTION NO. A-71-CA-143. VAN HENRY ARCHER, JR.,****ET AL VERSUS PRESTON SMITH ET AL****MR. NATHAN W. KASON****MR. J. DOUGLAS McGUIRE****400 Alamo National Building****San Antonio, Texas 78203****ATTORNEYS FOR PLAINTIFFS****MR. MARLOW LANE, II****(Present)****MR. SAMUEL D. McDANIEL****MR. PAT BAILEY and****MR. LEWIS JONES****Assistant Attorneys General****P. O. Drawer 12548****Capitol Station****Austin, Texas 78711****ATTORNEYS FOR DEFENDANTS****STATE OF TEXAS ET AL**

ANSWERS AND DEPOSITION of MR. GEORGE BOCH, pre-
duced as a witness at the instance of the Plaintiffs,
Diana Register et al, taken in the above styled and
numbered causes on the 31st day of December, A. D.,
1971, at 2:00 o'clock p.m., before Linda Eido, a Notary
Public in and for Dallas County, Texas, at the offices
of MULLINAX, WELLS, MAURY & BAAS, INC., 1601 National
Bankers Life Building, in the City of Dallas, County
of Dallas and State of Texas, in accordance with the
agreement hereinafter set forth.

LINDA EIDO**CERTIFIED COURT REPORTER****NO. 8-2341****DALLAS, TEXAS**

A G R E E M E N T

It is hereby agreed by and between the parties hereto that this deposition is being taken under the same agreement that was adopted and made a part of the depositions of the Members of the Redistricting Board that were deposed this week.

It is further agreed by and between the parties hereto, through their attorneys appearing herein, that the Notary Public taking this deposition may return and file the same without the signature of the witness thereto, said signature of the witness being waived by all parties, and said deposition to be used on the trial of these causes with the same force and effect as though the same had been read and signed by the said witness.

LINDA EIDOO

CERTIFIED COURT REPORTER
No. 8-2541
DALLAS, TEXAS

1 **MR. GEORGE BOCH,**
 2 a witness named in the annexed agreement, being of
 3 lawful age and being first duly cautioned and sworn
 4 in the above causes, testified on his oath as follows:

5 **DIRECT EXAMINATION**

6 **BY MR. COLLINS:**

7 **Q** Will you state your full name for the record,
 8 please, sir?

9 **A** George Boch.

10 **Q** Any middle initial or name?

11 **A** None.

12 **Q** Your address?

13 **A** 6845 Sperry Street, Dallas, 75214.

14 **Q** Business or occupation?

15 **A** Contractor.

16 **Q** Is that construction contractor?

17 **A** Building construction.

18 **Q** Okay. How long here in Dallas County, have
 19 you been here in Dallas County?

20 **A** Except for six years in the Military Service
 21 and five or six years just prior to World War II all
 22 of my life since I was eight years old.

23 **Q** Mr. Boch, as I understand it you have been
 24 served with a subpoena to bring some records here with
 25 you in your capacity --

1 A Right.

2 Q -- in the organization of the Democratic
3 Committee for Responsible Government, is that correct,
4 sir?

5 A That's correct.

6 Q Can you tell His Honors just what your po-
7 sition in that organization is, please?

8 A I was elected as temporary Chairman a year
9 or two ago and they haven't replaced me yet.

10 Q Do you know who any of the other officers of
11 that organization are?

12 A I don't remember who was elected Vice-Presi-
13 dent. I believe that Jack Henson is Secretary. When
14 I say Vice-President I don't believe there is any sec-
15 ond to me. I think we have -- I don't think we have
16 a Secretary named Jack Henson and a Treasurer named
17 Yeldell, Clifford Yeldell, Y-e-l-d-e-l-l (spelling).

18 Q Is he on the Board of Directors -- yes, he
19 is I believe, okay. Let me ask you that: Is Mr.
20 Yeldell on the Board of Directors?

21 A Yes, he is on.

22 Q In response to the subpoena I think you have
23 brought with you here two particular documents which I
24 would like to ask the court reporter to mark at this
25 time.

1 MR. COLLINS: Mark those as two
2 separate exhibits, please.

3 (Whereupon the instruments
4 handed to the reporter were
5 marked Regester Plaintiff's
6 Exhibits 1 and 2, which are
7 hereby attached and made a
8 part of this deposition)

9 Q Mr. Beck, I hand you what has been marked in
10 the record for purposes of your deposition as Plain-
11 tiff's Exhibits Nos. 1 and 2 and ask you to look at
12 those and tell the Court what those are, please.

13 A No. 1 is a copy of the Constitution and By-
14 laws of the organization dated December 1970. No. 2
15 is a list of the Board of Directors that are presently
16 serving.

17 Q Now, I noticed that Plaintiff's 2, the Board
18 of Directors, also indicates for the years 1970 through
19 1972, is that correct?

20 A That's correct.

21 Q Do you know whether or not a list exists for
22 years prior to 1970 with respect to your Board of
23 Directors?

24 A I'm fairly sure that there never has been a
25 prior list of Board of Directors ever even published.
26 If it is I don't know of its existence.

27 Q Say prior to December of '70 with respect to

LINDA WIDD

CERTIFIED COURT REPORTER
#19-2341
DALLAS, TEXAS

1 Plaintiff's Exhibit 1 was there a prior Constitution
2 and Bylaws?

3 A Yes, there was. I have seen that. This was
4 amended just prior to the date of this one, before
5 December of 1970.

6 Q Do you know where a copy of that might be,
7 of the prior existing Constitution and Bylaws?

8 A I personally might have a copy.

9 Q I would ask you when you get back home some
10 time this weekend if you would be kind enough to check
11 and see if you do have a copy of that and if so would
12 you be kind enough to furnish that to Mr. Luna?

13 A I would be glad to.

14 Q All right, sir.

15 A I think I know generally the changes that
16 were made but I can recognize it when I see it.

17 Q Mr. Boch, just a word or two about the
18 D.C.R.C. Can you tell us a little bit about when and
19 where and by whom it was organized?

20 A Yes. I was not very knowledgeable in the
21 mechanics of politics in 19 hundred and 66/65 when Joe
22 Rich asked me if I would be his campaign manager. And
23 he told me the duties would be light and he would tell
24 me, or I would be informed of what I would have to do.
25 After the filing date a number of people -- Well,

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CERTIFIED COURT REPORTER

RI 9-2361

DALLAS, TEXAS

1 First let me say that his campaign and his volunteer-
2 ing to run for the office was based on --

3 Q Now, this is what office, please?

4 A County Chairman. Was based on a commitment
5 from a number of us that we would help elect precinct
6 chairman similar ideology to him on the Executive Com-
7 mittee. Well, once those people's interest was ex-
8 cited and they volunteered to serve, they then became
9 interested in the campaign to elect him and themselves.
10 There weren't any funds available to them at all and
11 he had very little but he was trying to direct the
12 campaign for both of them and his public relations firm
13 was and we just felt like they were too restrictive.

14 We had a lot of possibility of a lot of volunteers
15 that had validity and who had originality and yet they
16 weren't being used and so I and two or three of these
17 other people went to him and said let's just disconnect
18 the precinct chairman from you, let them do anything
19 they want to to get themselves elected, let them make
20 any mistakes that you think they may want to make, but
21 let's cover the two. And he said, "What will they use
22 for money?" And at that time I told him, "Well, there's
23 about \$2,000.00 in the -- that you have. Let's just
24 tell them to go ahead and spend a thousand dollars and
25 we'll just honor the bills." And so he agreed and

1 within three days they had their own organization set
2 up and they never did use the money.

3 Q About what period of time was all this taking
4 place?

5 A In the spring of 1966. The no-form organiza-
6 tion was formed. This was just a group of people that
7 worked together to elect precinct chairmen.

8 Q Can you tell me just briefly who some of these
9 people were?

10 A Yes. Gene Wright was a leader; he's not in
11 the city anymore; if he is he's very quiet and I don't
12 know it. A number of the precinct chairmen who are
13 still on the committee. I was in the group. Let me
14 see if I can refresh my memory out of this.

15 Q Okay. Look there on Plaintiff's Exhibit No.
16 2 and see if you can refresh your memory.

17 A Bob Gibson was active in it; he's a member
18 of the Board here. Johnnie James was active, Lonnie
19 Wilson was active.

20 Q What about Mr. Melton?

21 A Not particularly active, no. He just ran as
22 a candidate. This was generally people who had never
23 before participated. That was one reason Joe was ap-
24 prehensive of the action. These were people who hardly
25 even knew what a precinct chairman was and suddenly were

1 running for the office of Precinct Chairman. For in-
 2 stance, one of my competitors, Wyatt Cheek, who didn't
 3 even know what a precinct convention was. This whole
 4 thing was new to him and innervating and invigorating
 5 and they just got with it.

6 Q Have you yourself ever been a precinct chair-
 7 man?

8 A No.

9 Q Have you ever run for the office of Precinct
 10 Chairman in the Democratic primaries?

11 A No.

12 Q Have you ever held any public office your-
 13 self?

14 A No. The Precinct Chairman elected me as
 15 Secretary of the Democratic Party. That's not a pub-
 16 licly elected office.

17 Q When was this?

18 A At their organizational meeting right after
 19 the last primary.

20 Q This was the primary in '70?

21 A Uh-huh.

22 Q 1970?

23 A Uh-huh.

24 Q And do you still hold that office?

25 A I still hold it.

1 Q How long have you held the office of Tem-
2 porary Chairman in the D.C.R.G?

3 A I was elected at their last annual meeting
4 which I guess was right after the last general elec-
5 tion.

6 Q That would have been November of 19 --

7 A The meeting may have been held in November
8 or December. Within a month or two after the --

9 Q Of 1970?

10 A Right.

11 Q So you have held that temporary chairmanship
12 since that time?

13 A That's correct.

14 Q To the present?

15 A That's correct. Prior to that there was no
16 chairman. The agreement was that anybody could call a
17 meeting and anybody could serve.

18 Q Prior to the time you were elected Temporary
19 Chairman what was Mr. Rich's function in the organiza-
20 tion?

21 A The rule -- when the organization was first
22 or when they first decided to formalize an organization
23 was after Rich got elected.

24 Q That would have been when?

25 A In 1966. They decided that they had worked

LINDA EDDO

CERTIFIED COURT REPORTER

RI 0-2541

DALLAS, TEXAS

1 with each other so well and they enjoyed it that they
2 thought the organization ought to be formalized and
3 just keep it up. So I think fifteen or twenty of us
4 met several times and backed out a Constitution. But
5 at that time I feel sure the Constitution provided
6 that there would be no elected office to the organiza-
7 tion, that anybody that wanted to could call a meeting
8 and he would preside over that meeting. If my memory
9 serves me correctly this is the first time they have
10 ever elected anybody with a title, this last time.

11 Q Say prior to the time you had obtained the
12 title, how would you describe Mr. Rich's participation
13 in D.C.R.C.?

14 A I failed to answer your question; I'll answer
15 it now. The rules were that any elected official could
16 not be a member. He's automatically out if he has been
17 participating. He's not allowed a vote or anything.
18 They may discuss things with him and may talk to him
19 but once elected he's through; he has no vote.

20 Q So Mr. Rich was not a member of the organiza-
21 tion, is that right?

22 A No, he never was even before and after elected
23 he was ineligible. They want to view the County Chair-
24 man's conduct just as well as they want to review any-
25 body else's. And they just exclude him from having a

LINDA HODG

CERTIFIED COURT REPORTER

NO 8-2341

DALLAS, TEXAS

1 vote; he is not a member.

2 Q Mr. Rich then was not a member of the
3 D.C.R.G.?

4 A No.

5 Q Now, let me ask you this question, Mr. Rich:
6 How long have you yourself personally been associated
7 with the D.C.R.G.?

8 A Well, I was one of the originators of both
9 the first and the informal organization where it had
10 no name and later on after the 1966 primary in which
11 they adopted a name. Well, they did adopt a name I
12 believe before the election. I think they decided they
13 had to have a name and so they just decided on this
14 name, the Democratic Committee for Responsible Govern-
15 ment. They had to have a name; I recall that.

16 Q Refresh my memory on how long Mr. Rich served
17 as the Democratic County Chairman.

18 A He was elected twice and resigned about six
19 or eight months before the filing date for the third
20 term. He was elected once and then again and then re-
21 signed before that term was over.

22 Q Let's kind of pinpoint that for the record,
23 just from a rough estimate standpoint as to when,
24 approximately when he resigned.

25 A I would have to guess probably in the latter

1 part of 19 hundred and 69. That's a guess.

2 Q All right. Now, from that time to the present
3 has Mr. Rich held any position, office or otherwise in
4 the D.C.R.C.?

5 A No. He was nominated on the floor of their
6 meeting to be a director and at that time made a state-
7 ment that he didn't want to be a director unless he
8 saw which direction this organization was going and he
9 proposed some Bylaws which the group turned down and
10 he refused the nomination so he was never voted on.
11 He's never held office in the organization if that an-
12 swers your question.

13 Q All right, fine. What is the present address
14 of the organization?

15 A Well, the only permanent address we can
16 afford is a post office box 50023, Dallas. Now, what
17 we are going to do or what we are thinking about doing,
18 there's some office space available here that we are
19 going to have to try and move into to get ready for
20 whatever we have to do, and don't have a room any more
21 bigger than this, to get ready for the election of the
22 Precinct Chairman that they ask to file for the office.

23 Q You are talking about now the upcoming elec-
24 tion for '72?

25 A Uh-huh.

LINDA EDDO

CERTIFIED COURT REPORTER
BY 6-2501
DALLAS, TEXAS

1 Q Has the D.C.R.C. ever had an office based
2 on your knowledge?

3 A There was office space provided us in a
4 building in which Rich and his partner owns. We moved
5 out of it and have never had a permanent home except
6 one time. We had some space on Harry Hines Boulevard
7 for about six months and something happened to our
8 records, our furniture and all or part of it, and it
9 disappeared and since then we have been just without
10 really an office.

11 Q I think you said that Mr. Rich and his part-
12 ner did provide office space, is that correct, at one
13 time?

14 A Yes, his partner is a member of this Board.

15 Q In what city?

16 A Always has been. Ernest Wright. He lives
17 at Garland.

18 Q I think his address is shown on Plaintiff's
19 Exhibit 2 as 2727 Cedar Springs?

20 A That's the business address.

21 Q That's the business address?

22 A Uh-huh.

23 Q I assume that address has been used for mail-
24 ing and telephone purposes before?

25 A Well, Rich printed stationery or we used it

1 as that address and even used the same paper after we
2 moved out of there for a long time unthinkingly and
3 then we got the post office box. And I found out later
4 we had a telephone number on there that wasn't even
5 ours and we removed that. Or at least when we have a
6 letter reproduced it's still on the paper and just
7 scratch it out.

8 Q Where telephone number was that?

9 A Well, it was a telephone number that was in
10 Rich's office. And when the County Chairman's office
11 was transferred I guess the thing went with it. I
12 don't know. I don't know where telephone number it
13 is frankly. We have never had a telephone number listed
14 to my knowledge.

15 Q Of course, Mr. Luna who is here today is one
16 of the lawyers in this case for some of the parties.
17 Has Mr. Luna ever been associated with D.C.R.C.?

18 A He was before he was elected.

19 Q What was Mr. Luna's association?

20 A Just as an ordinary participant.

21 Q Just as a member of the organization, is that
22 correct?

23 A When I say member I have to say that advised-
24 ly. We say in our Constitution a man has to make writ-
25 ten application. I don't think that's ever been in-

LINDA KING

COURT REPORTER

RI 9-4241

DALLAS, TEXAS

1 stated upon and I can't really tell you that anybody
2 is a member except he did participate.

3 Q About the written application, did you ever
4 make a written application to join the organization?

5 A These of us who first wrote the Constitution
6 did and I think it died there just simply through
7 inertia. We don't have the overhead or the organiza-
8 tion to handle these things and procedure and we just
9 forget it.

10 Q So if I understand you correctly then that
11 part of your Bylaws just more or less fell into dis-
12 use?

13 A It's just like a dead statute. This is not
14 a formal organization.

15 Q Has Mr. Luna ever been on the Board of Di-
16 rectors for example?

17 A I don't believe he has.

18 Q How do you determine who is a member and who
19 is not a member of the D.C.R.G.?

20 A As I say we don't have a formal list and who-
21 ever is a member usually is somebody who will partici-
22 pate and we don't go through these formalities. We
23 assume every Precinct Chairman who accepts our endorse-
24 ment is one of us. We assume if someone wants to hand
25 that Precinct Chairman ten bucks to buy stamps with that

he's with us or if they support him maybe at a precinct convention. We don't have a list of all these people but --

Q Is it your testimony that you do not have a membership list?

A No, we don't, really don't. I mean a formal list of people who say "I'm a member of D.C.R.G." If I say they are a member that means one thing. I can't honestly say this man will say "I'm a member."

Q Let me ask you this: If you wanted to send out a mailing to your membership how in the world would you go about it?

A Okay. We'll take the Board of Directors, we'll say send the Board, we'll take the Precinct Chairman that we have endorsed and then we may say on the letter "Friends." If we say "Friends" it's any group of people we want to pick, depending. Sometimes we just mail them to some members of the legislature, sometimes it's mailed to County Commissioners, sometimes we'll say, "Well, let's mail them through -- let's go through these precinct convention lists and pick out the delegates and mail every fourth or fifth one, just as many as you can get typed up through volunteers."

Q As I understood you a minute ago when you said I talked informally here as we were going over your

LINDA KING

CERTIFIED COURT REPORTER
BY 9-20-61
DALLAS, TEXAS

1 records, I think you told me you do not have any cor-
2 respondence, is that correct?

3 A To my knowledge correspondence as such we
4 have never used. We send out sometimes a little bul-
5 letin to these people, if that's correspondence that's
6 correspondence but --

7 Q I'm talking about say letters to people,
8 formal letters to individuals saying "Dear Mr. Jones,
9 we have this problem. We want your help."

10 A There might be an occasional letter where
11 we'll write somebody to thank him for something or
12 something but it's a rare thing.

13 Q Who would have these records?

14 A I may have written as many as two or three,
15 I don't recall them, but I don't even keep copies. We
16 have no files on that record at all that I know of.

17 Q What about Mr. Henson, the Secretary, does
18 he have any files or records?

19 A Well, Henson is a District -- has been a
20 leader over there in that part of town. Whatever files
21 he has would be personal like mine. I've got personal
22 files of my personal participation but I can't honest-
23 ly say they are D.C.R.G. files. I take newspaper clip-
24 pings and clip them out and save them.

25 Q I'm talking about primarily correspondence

1 that -- Well, first instead of assuming something let
2 me ask you this: Does the D.C.R.C. have a letterhead?

3 A -- We have a letterhead which we use and we
4 will print on it and make a distribution like a bul-
5 letin.

6 MR. LUNA: Can we go off the
7 record?

8 (Whereupon an off-the-record
9 discussion was held, after
10 which the following proceed-
11 ings were had:)

11 A -- The organization has never yet sent a letter
12 to my knowledge to any particular person. There may
13 have been somebody say we ought to thank so-and-so and
14 they ought to do it on the organization's stationery.
15 Seems like somebody asked me to do that a little while
16 back and I might have sent the letter on -- I may have
17 signed it.

18 Q I think you told us a minute ago that you do
19 have letterheads, is that right?

20 A -- We have letterheads.

21 Q Physically where are these?

22 A -- Right now they are wrapped up waiting to find
23 a home. I have a little box in my office, one box, and
24 I have probably five thousand envelopes in my ware-
25 house. Now, whatever else we own, and I don't know

1 what we own, is in storage and I've got to get a home
2 for it within the next four or five weeks.

3 Q Do you know who put this in storage or why
4 it was put in storage?

5 A For lack of -- we don't like to pay rent.

6 Q Was this after you moved out of Mr. Rich's
7 office or something?

8 A Well, we moved from Joe Rich's office and
9 moved to this address on Harry Hines and we had that
10 space and I don't recall the address, but we had it,
11 and another person and I went there one day and found
12 out the whole thing was vacant, files and everything
13 that we had there. Now, we had some stuff in my ware-
14 house but what we had there we were currently using was
15 just completely gone and when we tried to track it
16 down we couldn't find it.

17 Q How much floor space did you have in that
18 office?

19 A Well, at that time this building had space
20 to rent, we probably had as much space as these two
21 rooms although we didn't use them. For our purposes
22 during the campaign a space as big as this room would
23 suffice.

24 Q Did you have any telephone numbers other than
25 Mr. Rich's number at his business?

1 A There was a phone in there and what the num-
2 ber was I don't know. I don't think I ever used this
3 phone or called into that office. It was unmanned; we
4 had no employed personnel.

5 Q That was going to be our next question. Did
6 you ever have any secretaries that you hired to do
7 your work?

8 A Sometimes we'll contract out -- well, some-
9 times we'll contract out something or go to some public
10 place and have them type it but as a general rule it's
11 just a voluntary effort. We have women who are willing
12 to volunteer or something like that. We don't have a
13 payroll.

14 Q I assume you don't own any typewriters or
15 office equipment?

16 A Yes, I'm pretty sure we own one typewriter
17 or maybe two. I'm pretty sure we own maybe about --
18 I'm pretty sure we own one and maybe two. I wouldn't
19 say we owned two, I think we do.

20 Q When you go to send out one of these mailings
21 or bulletins or whatever you want to call it how do
22 you physically go about doing that?

23 A Well, we have to get a letter typed. We take
24 it down and get it reproduced. We never address -- we
25 never do type the letters individually. Usually we say

LINEA 8000
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1 we are going to have a hundred or two hundred, three
2 hundred, five hundred or several thousand maybe if they
3 get it reproduced.

4 Q Got it printed or Xeroxed or something?

5 A Xeroxed or Itak or whatever the process is.
6 It's a matter of six, seven, eight, \$10.00 or \$5.00 or
7 whatever it costs, maybe less than that for a hundred.
8 We have an old addressing machine that's not an Address-
9 eograph, it's some other type, and what we'll try and
10 do is keep that thing current by groups of the Board,
11 the Precinct Chairman and maybe some people who made
12 donations and some other interested parties and we'll
13 just tell them, "Now, pick this crowd generally" or
14 we'll personally select which ones and then they will
15 run these plates through this machine and address the
16 envelopes. It's a tedious job; it's a voluntary effort.

17 Q Do you ever contract out any of that work
18 for getting out your mailings?

19 A The addressing?

20 Q Yes.

21 A I don't know if the organization as such has
22 ever done it. What we'll do when the primaries come
23 along for the Precinct Chairman, we look to them to pay
24 their own expenses. Now, some of them will pay their
25 own totally. Some will volunteer to put in enough to

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MY #20241
DALLAS, TEXAS

1 take care of those who can't afford it and we will do
2 bread buying. We may go down and buy thirty or
3 \$50,000.00 envelopes and just resell them to those
4 people to have them some money.

5 Q You said thirty or \$50,000.00 envelopes. I
6 think you meant to say thirty or fifty thousand envel-
7 opes.

8 A Right. The majority of the time if they
9 place the orders with us we'll place a bulk order, save
10 money and distribute it, and those who can afford to
11 pay us more we collect from and those who can't afford
12 we'll give it to them.

13 Q How is this money collected for all these
14 mailings and so forth?

15 A We just ask each coordinator and each party
16 across town. They try to raise their own funds and

17 Q Now, does any of it ever go through your
18 Treasurer, Mr. Yeldell?

19 A Not as such. Now, if we have money in the
20 treasury and somebody made a donation to us on some-
21 thing and we collect a little bit, there's a fellow
22 that says, "I've got two chairman here and I'm out of
23 money," why, we'll fund him some money.

24 Q I assume you keep a bank account or something

1 some place?

2 A We have a little bank account.

3 Q Where is that located, please, sir?

4 A First National Bank.

5 Q Who are the people that are authorized to
6 write checks on that account?

7 A Two signatures out of four or five or six
8 people. Mine, Clifford Yeldell, Bill Bowdy and Jack
9 Henson and lately I think for either convenience, be-
10 cause they are hard to get, I think maybe Betty Mc-
11 Donald, I'm not sure.

12 Q Who is Betty McDonald?

13 A She's on the Board there.

14 Q Do you know what she does?

15 A She's a housewife.

16 Q Does she work outside the home anywhere?

17 A Well, sometimes she works in the Party office.
18 She helps Earl; she doesn't help me a lot.

19 Q Now, who physically keeps your checkbook and
20 your bank accounts and that kind of thing?

21 A Checkbook, I tried to get a hold of Clifford
22 Yeldell yesterday and got a hold of him late and I for-
23 got to ask him that question. I don't -- I had it un-
24 til about six months ago and I gave it to him. And
25 since then I haven't -- I don't know that -- I can't

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RE 9-2261
DALLAS, TEXAS

1 tell you where it is right today. I can find it for
2 you by Monday or Tuesday. The bank account, the bank
3 mails me the statements.

4 Q The statements come to you at your home, is
5 that correct?

6 A No, they come to my office. And right now
7 they are part of this stuff we are fixing to move out
8 there in this new office. I gave them to somebody else
9 and that's where they are. I would have to locate
10 exactly where they are. I didn't have time yesterday
11 when I got this thing. I thought about it and I didn't
12 have time. We don't have a lot of money in this
13 account. We've got twelve hundred, thirteen or \$1400.00
14 if we are lucky. We never have been rich.

15 Q Let me ask you this question: About how
16 many members would you estimate you have now?

17 A Well, if I say member and then I named a
18 man's name and you went to him and he said, "No, I'm
19 not a member." When we say B.C.R. -- usually these
20 bulletins are addressed B.C.R.C. Precinct Chairman and
21 friends. We don't say members. I'm very careful about
22 that; I try to be careful anyway.

23 Q Say how many would you estimate in terms of
24 people who are obviously on your Board of Directors and
25 then friends or members, can you give me a rough esti-

ALMA KNOX

CHARLES CLAY BROTHERS
30 0-0001 1-12
DALLAS, TEXAS

1 mate?
2 A Well, we can assume this, that every Precinct
3 Chairman whose active and organized the precinct con-
4 vention and get delegates there, and we know who the
5 delegates are, we can assume they are our friends. If
6 somebody gives us a little donation we can assume that
7 they are friendly. Now, I use that word friends rather
8 than members just for that reason.

9 Q Okay. Mr. Rich I think, I have been in-
10 formed, is out of the city. Do you know where he is?

11 A I heard he was in Europe.

12 Q Do you know whether or not he has any records
13 of the D.C.R.G.?

14 A I sure hope not. He's not suppose to have
15 them.

16 Q Who in your organization would be responsible
17 for seeing that political candidates receive help from
18 your organization?

19 A No one other than Precinct Chairman. Now,
20 in the Precinct Chairman field we divide this up and
21 don't see to it that they see help. We see to it that
22 they do their homework to get elected, that they know
23 how to hold a convention, that they know how to hold an
24 election, that they know the rules, the political rules,
25 the ground rules, that they organize the convention

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RI 6-2541

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basically. And also that they do their campaigning which would include if necessary financing but we don't offer financing unless they just say they can't afford it, unless it's obvious.

Q Now, financing to the Precinct Chairman or --

A Yes, Precinct Chairman.

Q Or to the public officeholders?

A Precinct Chairman is all that we offer help to.

Q You don't offer any help to any candidates for the State legislature?

A No. As a general rule if money is needed they fund it to us to help in our effort. We -- this is a volunteer organization and if the Precinct Chairman are willing to do it and it's fairly unanimous among them, well, I'll say this, if a group of them object to a candidate his participation in their election is out. But if they are willing to do it and if they volunteer to do it they will write letters endorsing these people, whoever they want to endorse.

Q All right, let me be sure that I understand what you are saying, Mr. Beck. Is it your testimony that the R.C.A.B. has not, as an organization, has not offered to help candidates for the Texas House of Representatives?

1 A It's generally the reverse. Now we help
2 them but not money. It's generally the reverse in the
3 flow of money, that they would have to help us finance.
4 Now, I don't know, I can't tell you that any candidate
5 for the legislature ever funneled money to us for that
6 purpose. An individual Precinct Chairman, suppose he
7 doesn't have an opponent but he wants to write a let-
8 ter to his precinct. If he wants to endorse these peo-
9 ple he does so.

10 Q But the organization as such, D.C.R.C., does
11 not make any political money contributions or money
12 contributions to political candidates for the Texas
13 House of Representatives?

14 A Not as such, no. Individually we have done
15 this, some of us. I haven't personally. I can tell
16 you this I don't believe -- we helped them last time
17 but I don't believe we bought a billboard or a spot on
18 the radio. We may have paid for two newspaper ads,
19 full page ads or three quarter page ads, listing our
20 Precinct Chairmen and listing these people we want of
21 course in the legislature.

22 Q What about TV ads?

23 A To my knowledge we haven't paid for a single
24 one.

25 Q You know a representative named Sam Coats,

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do you not?

A. You got his own money some place. We didn't do that.

Q. In other words, you didn't contribute any money to Mr. Costa's campaign last time?

A. No, not in the primary, not individually in the primary we did not. We did help the slate that we endorsed as a group simply through the efforts of the Precinct Chairman. In other words, whatever they

wanted to do. If they wanted to endorse them a group of us handled the printing of the slate cards but this was not a D.C.R.C. effort. And before we print these slate cards, before we put names on them, if a group of them objected to any particular candidate, statewide or local, it was left out of that particular area, that particular district. Like in the Commissioner's race we had to reprint a bunch of them because there

were a lot of objections so we took them out. We don't run over them, and we don't dictate what

Q. So you do put out slate cards then, is that right?

A. Well, a number of us individually looked after it. We put the slate cards together, packaged together, and based upon the recommendations of a group of people, all Precinct Chairman, no downtown influence

1 of any kind, this was strictly Precinct Chairman.

2 Q Have you ever put out a slate card with the
3 D.C.R.G. name on it?

4 A It may have had the D.C.R.G. name on it last
5 time. If so it was the first time. We even took off
6 one state-wide judge off of it because they objected.
7 In other words, they -- we don't lead these people.
8 We do what they ask us, what they are willing to do
9 and what they ask us. This is strictly -- it's a vol-
10 untary organization and we know as long as we keep it
11 that way we'll have some impact in the community.

12 Q Would it be fair to characterize your organ-
13 ization in terms of the political spectrum as being
14 more conservative than say using the labels more than
15 liberal?

16 A I would think so. They've used the term.
17 Actually we use the word responsible. Now, we are
18 labeled a conservative organization. When we put the
19 thing together we felt like it was too much innuendo
20 connected with these labels, liberals and conservatives,
21 so we just chose the word responsible.

22 Q Is it your testimony that you really don't
23 like to use these labels, is that --

24 A I don't. My own personal reason for getting
25 into politics was not ideological. It was in the fact

1 that in my own precinct I witnessed a complete mis-
2 representation of facts. When a man got himself elected
3 as Precinct Chairman I was totally ignorant of the job.
4 I happened to be accidentally present when they coned
5 him into running. And the letter that this precinct
6 got was the most amazing thing in the world. His wife's
7 name was Annie. He had four children and he worked in
8 the Boy Scouts and taught Sunday School and would like
9 to be Precinct Chairman. He got himself elected. And
10 that man, if his alliances were known, wouldn't have
11 gotten twenty per cent of the vote. That first excited
12 me politically to get active.

13 Q And That more or less got your attention politi-
14 cally, is that correct?

15 A Well, that and the conversation at a little
16 coffee that a woman was giving down the street that I
17 wasn't even invited to except my neighbor said, "Come
18 on in." I said I wasn't invited and he said, "Oh, it's
19 just a little neighborhood meeting." I don't mind
20 telling you who was there. Mr. Wells, a member of this
21 firm. In a little fourteen hundred foot cottage. I
22 think Mrs. Wells was there. Jim Cheate was there, Mr.
23 and Mrs. Blessing was there. And the pitch was that
24 Joe Cockrell, the old Precinct Chairman, who his wife
25 had divorced him, they couldn't locate him --

1 MR. LUNA: Excuse me, Mr. Boch.

2 I don't believe he asked you that question.

3 THE WITNESS: Okay.

4 MR. LUNA: If you'll just answer

5 the questions he asks we'll get through a lot
6 quicker.

7 Q Let me go to something else here, Mr. Boch:

8 Do you know whether or not your organization has ever
9 taken the position with respect to the issue involved
10 in this lawsuit, namely single-member legislative dis-
11 tricts, or one of the issues involved in this lawsuit?

12 A We have taken a stand on the thing.

13 Q What was the effect of that stand?

14 A The effect of it was we are for multi-member
15 districts. We feel like we represent the majority of
16 thinking of this county. That's the reason for it, as
17 reflected by the way they vote. If they wanted to vote
18 otherwise they could vote Republican.

19 Q Assume you talked to--before you endorsed or
20 put out slate cards for candidates I think you already
21 told me that your organization discusses these people?

22 A Right.

23 Q Do you ever talk to the candidates themselves
24 to see what their views are, to candidates or potential
25 candidates?

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1 A The last time was the first time we had got
2 into legislative races or anything above the level of
3 Precinct Chairmen. Our thinking was this:

4 Q By last time you mean when?

5 A The last election, 1970. We pull the wagon as
6 we like to help load it, we think we ought to help load
7 it, we ought to take an interest in things. So we de-
8 cided to interview people and we made up our minds then
9 we would encourage certain people to file and if they
10 filed we would support them, we would help them. So be-
11 fore the filing date we had told people if you will run
12 we'll back you, we'll help you, we made these commitments.

13 Q I think as a matter of fact you may have even
14 sent out a letter on that, didn't you, Mr. Bosch?

15 A Well, I don't think I offered at the time;
16 I might have. A number of people --

17 Q I'd like to have something marked as an ex-
18 hibit, please, sir.

19 MR. COLLINS: I'll ask the court
20 reporter to mark this as Plaintiff's 3.

21 (Whereupon the instrument
22 handed to the reporter was
23 marked Register Plaintiff's
24 Exhibit 3, which is hereby
25 attached and made a part of
this deposition.)

26 Q I'll ask you to look at that Plaintiff's Ex-

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1 exhibit No. 3, Mr. Boeh, and see if you can identify that.
2 Obviously it is a copy, not an original, of a letter
3 that was mailed to a number of people. If you would
4 take the time to please examine that.

5 A What do you want me to say about it?

6 Q I'll ask you this question: Have you ever
7 seen that letter before?

8 A I feel sure that I have.

9 Q And I notice up at the top of the letter
10 there's a letterhead, is there not?

11 A Democratic Committee for Responsible Govern-
12 ment.

13 Q Yes, sir. And down at the bottom there's an
14 address, is there not?

15 A Right.

16 Q What is that address, please?

17 A 2727 Cedar Springs.

18 Q And that address belongs to whom?

19 A Wright-Rich & Associates, Architects.

20 Q There's also a phone number there, is it not?

21 A That's his company phone.

22 Q So that's Mr. Rich's phone number for his --

23 A Right, that's right.

24 Q -- business, is that correct?

25 A Uh-huh.

Q If you just briefly look at the addressees at the top of the letter, can you identify these people or characterize them as a group as to what office they may be interested in running for?

A They were running for the legislature. We were asking them to run for the legislature.

Q As I understand it the essence of the letter would be that you want to support these people if they will offer themselves to run; would that be a fair characterization of the letter?

A That's right. I'm looking for my name but I don't see it.

Q I don't see it on there either, Mr. Boch. Do you remember when that letter went out?

A Before the filing date obviously because some of these people didn't file. At least one of them, Bernie Landress, did not file. He's the only one I guess that did not.

Q I believe the letter does have a date on it at the top.

A Oh, yes, December the 23rd, 1969.

Q Does that meet with your best recollection as to about when it went out?

A I'd say that was about right, um-huh.

Q The people of course listed at the bottom of

1 the letter, who are these people?

2 A Well, Bill Brewer was a Precinct Chairman,
3 L. H. Brown was one, Joe Carpenter was one, Bill Clark
4 is a lobbyist, Manuel DeBusk is a lawyer, H. F. Dodson
5 is a preacher in a black community, Bill Dowdy is a
6 Precinct Chairman, Glenn Dunn is a Precinct Chairman.

7 THE WITNESS: Am I going too fast
8 for you?

9 MR. LYRA: Bill Clark is a what,
10 a lawyer?

11 THE WITNESS: Bill Dowdy is, Bill
12 (sic) DeBusk is a lawyer, yes.

13 A H. F. Dodson is a Precinct Chairman, Bill
14 Dowdy was a Precinct Chairman, Glenn Dunn was a Pre-
15 cinct Chairman, Dr. Emory was a Precinct Chairman.

16 Let me see if I can't say all of these were Precinct
17 Chairman. Do you want me to identify them by name?

18 Q Yes, if you can.

19 A Bob Gibson was a Precinct Chairman, Lee Hal-
20 ford was one, S. J. Hay is a businessman, Jack Hanson
21 was Precinct Chairman, Johnny James was not then but he
22 is now, Ennis Killingsworth was a Precinct Chairman,
23 Roy Orr was not a Precinct Chairman, a businessman.

24 Q Mr. Orr now has another position, does he
25 not?

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IN D-5561

DALLAS, TEXAS

1 A He's the Chairman of the State Democratic
2 Executive Committee now.

3 Q All right.

4 A Joe Rich by that time had resigned, Charles
5 Simons was a Precinct Chairman or had been.

6 Q Was Mr. Rich on the Board of Directors at
7 that time, December 1969?

8 A At that time he must have been. This was
9 after he resigned. I didn't think he had ever been
10 but he must have been. Charles Simons was a Precinct
11 Chairman, Forrest Smith had been and probably still
12 was. Let's see, he got an appointment afterwards so
13 he probably was a Precinct Chairman. Robert Smith, if
14 he was not a Precinct Chairman, he had been. Dick
15 Stromen is just active out at Pleasant Grove. Conway
16 Thatford probably was still a Precinct Chairman, Jack
17 Thompson was one, Paul Scherkeffer was one, George
18 Wilhite is a businessman, Lonnie Wilson was a Precinct
19 Chairman and Ernest Wright lives in Garland is a busi-
20 nessman, architect.

21 Q He was Joe Rich's partner, right?

22 A Yes. All but three or four of these were
23 Precinct Chairmen.

24 Q So this is at least one letter that the or-
25 ganization sent out, is that fair to say that?

1 A I guess it is. I didn't even -- I had for-
2 gotten about this one.

3 Q Obviously on this copy there's not a signa-
4 ture but do you remember whether or not anybody signed
5 that letter?

6 A I doubt if they did. The intent of the letter
7 was probably agreed upon beforehand. But at that time
8 before they actually rewrote this Constitution and
9 named a Chairman, they didn't want to make anybody
10 prominent so they just prohibited anybody having an
11 office and anybody signing correspondence.

12 Q Let me ask you this question: Do you ques-
13 tion candidates and potential candidates as to their
14 views on various issues?

15 A Oh, yes.

16 Q What issues?

17 A Now, we don't ask them to take stands on
18 specific issues particularly.

19 Q But you do ask them --

20 A We at least want to know them, we want to
21 know if they've got any judgments against them or do
22 you think could they afford to run, they know they are
23 only going to get \$400.00 a month, a lot of questions
24 like that.

25 Q Do you ever ask any of the candidates or

1 potential candidates about their views concerning
2 single-member legislative districts?

3 A At that time I don't recall whether we did
4 or not.

5 Q What about now for the upcoming elections
6 this spring of '72? Have you been talking to any can-
7 didates?

8 A We have not talked to any of them formally
9 as a group. Individuals have talked to some of them.
10 We talked to several of them about the thing.

11 Q Would it be fair to say that your organization
12 is interested in the single-member legislative district
13 issue?

14 A I think it would be fair to say that we are
15 interested and as a citizen we have that right to be
16 interested.

17 Q Certainly. But at least that's an example
18 of one issue that you are interested in.

19 A Right.

20 Q And I assume that this is going to be an
21 issue in the future that you will talk to candidates
22 and potential candidates about, would that be a fair
23 statement to say?

24 A Oh, I think so.

25 Q Now, directing your attention there, Mr. Dech,

1 to Plaintiff's Exhibit No. 1, if you will, please, sir,
2 the Constitution Bylaws of course there in the Article
3 II or Roman Numeral Two states the purpose of the or-
4 ganization, is that correct?

5 A Right.

6 Q And in the last phrase it states that you
7 will support their election to public office?

8 A Uh-huh.

9 Q With reference to outstanding individuals?

10 A Uh-huh.

11 Q Now, you have told me that you support them
12 at the precinct level?

13 A (Witness nods head)

14 Q Is it your testimony that that is the only
15 place you support them?

16 A Are you talking about Precinct Chairman or --

17 Q No; no, I'm talking about all candidates.

18 A After the primaries the people are elected.

19 They are Precinct Chairmen. And we who are on the
20 Board, a number of us took the lead last time and asked
21 them would they support the entire group of fifteen
22 for election to the legislature and almost to a man
23 they did and they volunteered. We just feel like we've
24 got an investment in these people past the primary and
25 we stayed with them until the general election. It was

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1 not an act of the organization so much as it was an
2 act of the individuals who were on the Board.

3 Q Directing your attention to Article III
4 there I believe you told me that the written applica-
5 tion bit about membership is sort of a dumb letter?

6 A Right. Let me add to that last statement:
7 That included our support for Dick Reed. We took the
8 whole package of fifteen and went with them.

9 Q Now, looking under Roman Numeral Three there
10 under subdivision "A" with respect to Active Member --

11 A Uh-huh.

12 Q -- the person has to be -- in order to be
13 an active member he has got to be one of four things,
14 is that correct?

15 A Well, yes, although I can't say we have ever
16 distinguished -- actually used this. We say Precinct
17 Chairman, Board of Directors and friends.

18 Q Under Active Member there, under item three, "Per-
19 sons that contribute or raise \$25.00 or more per year."

20 A As I say we have never classified our mem-
21 bers as active or supporting or associate.

22 Q Do you ever recall having solicited from
23 people money to support your organization?

24 A When we originated the thing I wrote sixty
25 letters asking them to donate money and they did, most

1 of the sixty responded. Other people have done the
2 same thing. We go around and ask our friends, how
3 about, we need some money for our Precinct Chairmen
4 and we get some.

5 Q What about assisting candidates with mailing,
6 do you own a stamp machine or meter?

7 A No.

8 Q What about mailing permits, that kind of
9 thing?

10 A We had it and we dropped it. I think it was
11 a permit, the kind where you mail out and they send
12 you a bill or where you have the money -- We don't
13 have that any more; we canceled it.

14 Q Do you recall why you canceled that mailing
15 permit?

16 A It just didn't fit our needs. It was an ex-
17 pense we didn't need, to keep the money on deposit.

18 Q Now, there in paragraph four under your By-
19 laws I assume that describes duties and functions of
20 your Board of Directors and your district coordinators
21 and that sort of thing?

22 A That describes how they are elected.

23 Q Right. And then on page two of your Bylaws
24 under Officers you have a Chairman, Vice-Chairman,
25 Secretary and Treasurer. And I believe you told me you

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are the temporary chairman. I don't believe you told me who the Vice-Chairman was.

A. Well, I really don't remember if one of these were elected; I would have to find out.

Q. And then Mr. Hudson was the Secretary and Mr. Veldell the Treasurer?

A. I believe that's right.

Q. Now, on page two there under item "E" where it says "Minutes" --

A. On page two, "Minutes," okay.

Q. "The Chairman shall have minutes taken of each Board and Membership Meeting and shall have copies of same distributed to all Board Members as soon as practicable after each meeting."

A. Well, I have never distributed minutes. The man who is Secretary, and we don't have many meetings, had a tragedy in his family this last year.

Q. That's Mr. Hudson?

A. Yes, and he has not even attended many meetings, until just the last month or two, we had one or two meetings, and he never has been --

Q. Are there any minutes in existence to your knowledge?

A. I don't have them if there are. Now, I don't know whether Jack ever took any, the first minutes.

1 Before this year there were never minutes taken. I
2 think this was one of the things that was put in these
3 amended Bylaws in late 1970.

4 Q Would you be kind enough to check with Mr.
5 Benson or someone else in your organization and see if
6 there are any minutes and if so produce them to Mr.
7 Luna, would that be satisfactory?

8 A Yes. Let me make a note of this.

9 Q All right, sir.

10 A You want minutes and what other do you want,
11 those financial records?

12 Q Let's see, I made a brief note here. The
13 earlier Constitution and Bylaws.

14 A First Constitution, okay.

15 Q Right. And I think your financial records,
16 your checkbook and that kind of thing you told me you
17 have, is that right?

18 A I think I have it.

19 Q If you will just have those available to
20 produce to Mr. Luna, I don't know if we are going to
21 need those or not.

22 A Okay. I will say this generally about this
23 difference in the two Constitutions. This is a much
24 longer one in which we formalized how the Board would
25 be elected and where the officers would come from. Be-

1 were they were just all elected at-large with no officers
2 as I recall it.

3 Q Okay, Mr. Hook, you have been very straight-
4 forward here with us today and I hope that you would
5 continue with that. I would ask you this question, I
6 want you to think about it very seriously. Can you
7 describe for the Court the approximate number of black
8 people who are active in your organization who partici-
9 cipate in its decision making processes?

10 A Well, can I do it without naming names?

11 Q I would prefer names.
12 A Well, it's hard to say in decision making
13 processes. There are two on our Board.

14 Q Who are they, please?

15 A L. H. Brown and the man named Dodson.

16 Q H. F. Dodson?

17 A Yes.

18 Q Okay.

19 A We seek the advice of others but on the ad-
20 vice of their own people that's all they want on there.
21 They feel like they are subject to a lot of pressures.

22 Q That's all who wants on there now?

23 A Well, let me put it this way. There's a lot
24 of pressures on them out there.

25 Q Now, you are talking about on black people?

1 A They are called Uncle Tom's and called this
2 and called that so we just liberally hold the number
3 down. We want to feel the community. We have at times
4 tried to integrate the meetings of the Precinct Chair-
5 men and the Precinct Chairmen themselves will come.
6 Now, I think we have finally overcome a lot of fears
7 and prejudice and I think in the forthcoming year we
8 will have a whole lot better integrated meetings than
9 we have had in the past.

10 Q When you say you tried to integrate the meet-
11 ings with Precinct Chairmen, now when was the first
12 integrated Precinct Chairmen meeting that you can re-
13 member?

14 A The first year. Well I'm saying this, of
15 our organization.

16 Q Right, that's what I'm talking about.

17 A The first year, and we have always called
18 them to the meetings and they come but not in the num-
19 ber that we would like for them to. Now, as far as
20 the people that participate with us these Precinct
21 Chairmen gave us long lists of people that supported
22 them.

23 Q That supported the Precinct Chairmen?

24 A That's right, our Precinct Chairmen, the ones
25 we supported. And I buried those somewhere and it

1 might take me a day or two to find them but I've got
 2 them somewhere. In other words, we know this: We can
 3 take the same thing we take out of the white precinct,
 4 those that go to the precinct conventions and when they
 5 bring a delegation down there to a senatorial district
 6 convention, votes with us, we assume that those people
 7 are our friends and are with us just like the white
 8 people. We have no way of making a distinction.

9 Q How successful has your organization been in
 10 the black precincts?

11 A We have elected about half of them, half of
 12 the Precinct Chairman, win about half of the conven-
 13 tions.

14 Q What about the legislative races, do the
 15 black precincts support your candidates?

16 A In isolated cases. Now, with Ian Holmes they
 17 do.

18 Q I'm talking about in the Democratic primary.

19 A To a certain degree. They don't win the ma-
 20 jorities.

21 Q What about --

22 A Wait a minute, let me take that back. In
 23 the primaries?

24 Q Yes, sir.

25 A They are not always opposed. I wish I had

1 brought those election returns.

2 Q That's all right, I'm just asking for your
3 recollection generally. I realize you don't have the
4 statistics available.

5 A In the black precincts I presume that Dick
6 Reed may have gotten more votes than his opponent but
7 in a lot of white precincts the same thing happened.

8 Q What about say in the race between Mr. Boyle
9 and Mr. Brashear?

10 A Brashear got forty-five per cent of his votes
11 in black precincts and fifty-five per cent of his votes
12 in white precincts. I have those figures; I remember
13 that.

14 Q I'm talking now about the black precincts.

15 A In the black precincts only he won; he beat
16 Boyle.

17 Q What about in Mr. Stehr's race with Mr.
18 Coats?

19 A In the primary I'm sure Stehr got more votes
20 than he did.

21 Q Are there any Mexican-Americans on your
22 Board of Directors?

23 A No. Actually in Dallas as far as we can tell
24 there's only enough concentrations of Mexican-Americans
25 in one precinct to be dominant; that's 413. Precinct

417 has a large quantity but not enough to dominate.

There are scattered Mexican-Americans over town but

we can't even identify the quantity; it's a little.

And from the United States census information that I

have the total number is almost insignificant on the
voting population.

Q What would be insignificant to you in terms
of figures, one, two per cent?

A I copied it out of the thing, out of the
book yesterday. Here's what I got. In the total county
out of a population of a 1,327,321, 220,512 are iden-
tified as Negro. Other total is 10,573. That must
include Mexican-Americans. I don't know whether they
are classified as other or not; I don't know how they
are classified.

Q Would it surprise you to learn, Mr. Boch,
that there's anywhere from eighty to a hundred thou-
sand Mexican-Americans in Dallas County?

A I had no idea. But if there are that many
they are sure not congregated in areas where they
dominate the whole precinct. There's only one precinct
that I know where it's dominant, predominantly Mexi-
cans.

MR. COLLINS: I'll ask the court
reporter to mark another copy, please, for

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1 the record.

2 (Whereupon the instrument
3 handed to the reporter was
4 marked Register Plaintiff's
5 Exhibit 4, which is hereby
6 attached and made a part of
7 this deposition)

8 Q Now, Mr. Boch, your organization supported
9 Mr. Boyle and Mr. Coats, did it not, in their past
10 races --

11 A Right, right.

12 Q -- against Mr. Brashear and Mr. Stehr?

13 A Right.

14 Q I hand you what has been marked in the record
15 as Plaintiff's Exhibit 4, sir, and see if you can iden-
16 tify that and tell the Court whether or not you have
17 ever seen such a document.

18 MR. LUNA: Do you have extra copies
19 of these?

20 MR. COLLINS: I think I do. I
21 don't have one of that one, Earl, but I'll
22 get you one.

23 A I have seen all of this.

24 Q All right, I think Mr. Luna would like to
25 see that as well. Do you remember when that exhibit,
26 which is a three page exhibit marked as Plaintiff's
27 Exhibit 4, went out?

A Just prior to the Democratic run off.

Q Did you mail that, Mr. Bush?

A I can't say that I mailed it. I had a hand in putting it together. I have personal knowledge of this.

Q Okay, that's what I wanted to find out.

A Personal knowledge and responsibility.

Q All right, sir.

MR. COLLINS: Off the record just a moment.

(Whereupon an off-the-record discussion was held, after which the following proceedings were had:)

MR. COLLINS: Mark that, please.

(Whereupon the instrument handed to the reporter was marked Register Plaintiff's Exhibit 3, which is hereby attached and made a part of this deposition)

Q And I hand you what has been marked in the record as Plaintiff's Exhibit No. 3 and ask you, sir, if you can identify that and tell the Court whether or not you've ever have seen that particular document that was also purports to be mailed in the Bill Stahr --

A I can't -- I don't recall ever seeing this letter and I didn't have anything to do with it. The

1 enclosure I am familiar with.

2 Q The enclosure with Plaintiff's Exhibit No. 3
3 you are familiar with, is that correct?

4 A I'm familiar with the enclosure, not the
5 letter.

6 Q The enclosure bears the letterhead, does it
7 not, of the D.C.R.G.?

8 A Right.

9 Q Did you put that together yourself, Mr. Boch?

10 A I participated in it. I wasn't alone in it.
11 Just like this thing here I participated in it.

12 Q But you do recognize both of these exhibits,
13 Plaintiff's Exhibit No. 4 and the enclosure to Plain-
14 tiff's Exhibit No. 3 as having been put together and
15 sent out by the D.C.R.G.?

16 A Well, no, not D.C.R.G. Well, we used the
17 letterhead, I'll say that, we used the letterhead.
18 This was not something which the organization was called
19 in to put together but which the organization was pre-
20 sented with to the Precinct Chairman and say, "Do you
21 want to send this out?"

22 Q Well, the organization did use its letter-
23 head at least?

24 A That's right.

25 Q And gave these materials to the local Pre-

1 cinct Chairman, would that be a fair characterization?

2 A Yes. You can say that this is subject to
3 their voluntary participation; that's what happened.

4 Q Then I assume with respect to Plaintiff's
5 Exhibit No. 5 that some of the local Precinct Chairmen
6 did mail this out then?

7 A Yes, they did.

8 Q You know Dan Webster, Jr. and Duffield Smith,
9 Jr., do you not?

10 A I do not know Dan Webster, don't know if I
11 ever met him. Duffield Smith, Jr. I don't believe I
12 would recognise; I have met him.

13 Q You know him, he's a lawyer here in town.

14 A I might recognise him and I might not. Dan
15 Webster I can't recall ever even meeting.

16 MR. LUNA: Let's go off the record
17 just a second.

18 (Whereupon an off-the-record
19 discussion was held, after
20 which the following proceedings
21 were had:)

22 Q Now, with respect to Plaintiff's Exhibits 4
23 and 5, Mr. Bush, can you tell the Court the extent to
24 which these documents were mailed out in Dallas County?

25 A I don't know the exact extent. They were
26 mailed out, broadcast rather heavily.

1 Q All over the county, would that be fair to
2 say that?

3 A I would think in the counties where -- ex-
4 cept where -- where the Precinct Chairman would not
5 do it. The first instinct and self-preservation is if
6 you are going to be hurt by it don't mail it.

7 Q I assume you didn't have any of your black
8 Precinct Chairmen mail Plaintiff's Exhibits 4 and 5?

9 A I wouldn't know for sure but I say our first
10 instinct with those people is if you think your people
11 will disagree use your own judgment. We are not asking
12 you to do this; do it on your own volition.

13 Q Do you know of your own personal knowledge
14 any black Precinct Chairmen associated with your or-
15 ganisation that did mail Plaintiff's Exhibits 4 and 5?

16 A No, I don't.

17 Q Now, that race that Plaintiff's Exhibits 4
18 and 5 deal with, was a legislative race, was it not?

19 A Right.

20 Q And it was a county-wide race here in Dallas
21 County, was it not?

22 A Right.

23 Q Now, Mr. Boch, I want to mark some other
24 matters here so we can talk about them.

25 MR. COLLINS: Will you mark that,

1 please mark? (Whereupon the instrument
2 handed to the reporter was
3 marked Register Plaintiff's
4 Exhibit 6, which is hereby
5 attached and made a part of
6 this deposition)

7 Q Now, Mr. Rich, I hand you what has been
8 marked in the record there as Plaintiff's Exhibit No.
9 6 and ask you to look at that for a moment while I go
10 down and get the attachment to that. Just a moment.

11 MR. COLLINS: Would you mark this,
12 please?

13 (Whereupon the instrument
14 handed to the reporter was
15 marked Register Plaintiff's
16 Exhibit 7, which is hereby
17 attached and made a part of
18 this deposition)

19 A I can't identify this letter here.

20 Q Now, Mr. Rich, do you recall having seen this
21 letter that apparently bears the signature of Mr. Joe
22 Rich?

23 A I don't think I saw it or participated in its
24 composition; I'm sure I did not.

25 Q Of course, it wouldn't surprise you to learn
26 that that was mailed out, would it, Mr. Rich?

27 A No, it bears Joe Rich's signature so it's
28 been mailed.

1 Q You recognize his signature, do you not?

2 A This is his style, this signature; I'd say
3 it is his.

4 Q All right. I hand you what has been marked
5 in the record as Plaintiff's Exhibit 7, sir, and ask
6 you if you have ever seen a document that's similar to
7 that or if you have ever seen a document that looks
8 like that?

9 A Joe Rich had a lot of these printed and we
10 have since discontinued it. This is what I'm talking
11 about, that permit, I don't think we have that anymore.

12 Q All right. Now, that was mailed out along
13 with the letter, was it not, marked Plaintiff's Ex-
14 hibit 6?

15 A I wouldn't know.

16 Q Well, Plaintiff's Exhibit 6 refers to an
17 enclosed envelope and you wouldn't be surprised to find
18 Plaintiff's Exhibit 7 going out with 6, would you, sir?

19 A No, no, no.

20 Q Now, that letter is dated March of 1970, is
21 it not?

22 A The letter is dated March 19th, 1970.

23 Q Yes, okay.

24 MR. COLLINS: I need to mark another
25 item.

(Whereupon the instrument handed to the reporter was marked Defendant Plaintiff's Exhibit 8, which is hereby attached and made a part of this deposition)

Q Mr. Koch, I hand you what has been marked in the record as Plaintiff's Exhibit 8, sir, and I ask you to look at that and see if you can identify that for the Court.

A This was a bulletin which several people participated and there was some controversy developed over it.

Q All right, now, this is --

A That was before we tightened up the control on what went out.

Q This was a membership bulletin, is that how you describe this Plaintiff's Exhibit 8?

A It was just a bulletin. I wouldn't call it a membership bulletin.

Q Well, under the letterhead there it says "Communication with Membership," doesn't it?

A Yes. Whoever wrote it used that wording, yes.

Q Do you know who wrote this document marked Plaintiff's Exhibit No. 8?

A No, I don't. I think Joe Rich may have par-

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1 participated in this quite a bit. But I don't know how --
2 let's see, the last page, the back side, I started to
3 say I might have had something to do with the last half
4 of the back page but I can't recall specifically. The
5 top half and the rest of it I didn't run and I don't
6 know who wrote it.

7 Q You do know it went out over the D.C.R.C.
8 letterhead?

9 A Well, it obviously did, uh-huh.

10 Q Look on the first page there if you will,
11 please, sir, in the first sentence it says, "The life
12 blood of any political organization is communication
13 with the membership. And communications cost money.
14 In the case of D.C.R.C. the cost is over \$1,000 per
15 mailing." Now, does that meet with your best recol-
16 lection as to what the costs of the mailing were to
17 your membership and friends?

18 A We have never spent that kind of money on
19 any one mailing. I know to tell you that. Now, this
20 fellow was hoping maybe to send out seven, eight or
21 ten thousand letters but I don't think we have ever
22 spent that kind of money. Since I have been Chairman
23 I have personally restricted at the most five or six --
24 well, three hundred Precinct Chairmen, two fifty. May-
25 be seven hundred or eight hundred people but never in

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1 the thousands. I just haven't felt we had that kind
2 of money to spend. Now, whoever wrote this must have
3 had something in mind.

4 Q Do you think you just kind of --

5 A I could tell you this: There's never been
6 many letters sent out at this expense. Not just a
7 letter, a bulletin.

8 Q Do you think the author of that paragraph
9 was trying to drum up the membership, get a little
10 money out of them; could that have been the purpose,
11 getting that in there?

12 A He was probably trying to organize a money
13 raising drive but it never has succeeded. This ten
14 by ten deal has never worked. A little initial start
15 was made, they might have raised three or four or
16 \$500.00. This is a voluntary effort and people just
17 don't have time, they lose interest unless they are
18 constantly goaded and it never has been pushed. This
19 was one person's idea on how to raise money and he
20 copied after the Mormon church. We just haven't used
21 it here.

22 MR. COLLINS: I'm going to ask the
23 court reporter to mark another document,
24 please.

25 (Whereupon the instrument

1 handed to the reporter was
2 marked Regester Plaintiff's
3 Exhibit 9, which is hereby
4 attached and made a part of
5 this deposition)

6 Q Mr. Boch, directing your attention there to
7 Plaintiff's Exhibit No. 9, can you examine that and
8 identify it for the Court, please?

9 A Well, it's another one of these bulletins
10 apparently.

11 Q Do you know approximately when that was sent
12 out? I don't believe it has a date on it at the time.

13 A No, I don't.

14 Q Did you have anything to do with drafting
15 that particular document?

16 A Well, this one paragraph here is mine.

17 Q Which one is that?

18 A The one headed "A Demagogue is a politician
19 who takes advantage of social unrest for politician
20 gain."

21 Q Any of the rest of it there yours?

22 A No. A number of us submitted material for
23 it and it came out this way but this is all that I
24 wrote.

25 Q Now, to whom did you submit the material?

26 A Well, I think what happened was that Joe Rich

1 just took it and put it together, personally.

2 Q Did that go out to the membership or do you
3 know to the extent to which it was circulated?

4 A I don't know to how many people he mailed it
5 out. I say Joe is not on the Board and it may be this is
6 one of the reasons. There wasn't enough communication
7 between him and the rest of us.

8 MR. COLLINS: I'd like to mark
9 another document, please.

10 (Whereupon the instrument
11 handed to the reporter was
12 marked Register Plaintiff's
13 Exhibit 10, which is hereby
14 attached and made a part of
15 this deposition)

16 A This is another one he sent out.

17 Q Plaintiff's Exhibit No. 10, can you identify
18 that, please, for the Court and jury.

19 A That's on this D.C.R.G. letterhead and signed
20 by Joe Rich.

21 Q Do you remember seeing that go out?

22 A I may have seen a copy of it after it went
23 out. I doubt if I saw it beforehand.

24 Q Now, that's soliciting funds, is it not, for
25 now Senator Benton, Congressman Cabell and Mr. Wright
26 I believe?

27 A Uh-huh.

1 Q Now, it asks the business community here I
2 believe to send some stamps or check payable to D.C.R.C.,
3 is that correct?

4 A That's what it says.

5 Q Do you know whether or not there was any re-
6 sponse to that?

7 A Well, it was very little; that's the reason
8 we discontinued this type of self-addressed envelope.
9 People just don't do that and contribute that way.

10 Q In other words, a self-addressed envelope
11 went with Plaintiff's Exhibit 10?

12 A I'm sure it did, although I don't know.

13 Q Similar to what has been in the record here as
14 Plaintiff's Exhibit 7, is that correct?

15 A Uh-huh. We found that people will send mon-
16 ey to candidates; they wouldn't send it to us. We got
17 very little money that way.

18 Q But that did go out over the D.C.R.C. letter-
19 head, did it not, sir?

20 A Yes.

21 MR. COLLINS: I'd like to mark
22 these two documents, please.

23 (Whereupon the instruments
24 handed to the reporter were
25 marked Register Plaintiff's
Exhibits 11 and 12, which are
hereby attached and made a

part of this deposition)

Q I hand you what has been marked as Plaintiff's 11 and 12 and ask you to look at those and identify them if you can, please, sir.

A Well, Plaintiff's Exhibit No. 11, my name is on it, and I didn't authorize the man to use it. And I have never met Mr. Charles Isbell. He must have got a hold of a letterhead and used it. I don't know what his business is or anything else so I would definitely say this, that this man was not even personally very active in our organization.

Q But he somehow got a hold of your letterhead here though, did he not?

A He got a hold of it. I don't know -- This is totally unfamiliar to me and it did not come from any central source in the D.C.R.G.

Q What about Plaintiff's Exhibit 12?

A Evidently somebody got to these people and wrote a letter for them because this pattern is exactly like that one, and this man got a hold of a letterhead somewhere and used it. And my name is on it again and on Earl Luna's and I doubt if either us or Jim Yeeling or the rest of us ever heard of him. Somebody was guiding these people and it wasn't us.

Q So you don't have any personal knowledge of

1 those?

2 A I'll disclaim both of those as being anything
3 that even came out of the consensus. We always get
4 some kind of consensus before we act and I don't know
5 where these people -- who these people are listening
6 to. I don't necessarily agree or disagree with what
7 they wrote but we are not responsible for the letters.

8 Q Okay, that's Plaintiff's 11 and 12 --

9 MR. COLLINS: Is that correct, Mr.
10 Luna?

11 MR. LUNA: Yes.

12 A It's not the first time we have been imitated
13 or used. I doubt if Karl Luna saw the letter. Some-
14 body was coaching them.

15 MR. COLLINS: I'd like to have some
16 records marked, if you will mark these three
17 as separate exhibits.

18 (Whereupon the instruments
19 handed to the reporter were
20 marked Register Plaintiff's
21 Exhibits 13, 14 and 15, which
22 are hereby attached and made
23 a part of this deposition)

24 (Whereupon an off-the-record
25 discussion was held, after
26 which the following proceed-
27 ings were had:)

28 Q Mr. Boch, I hand you what has been marked in
29 this record as Plaintiff's Exhibits 13, 14 and 15 which

1 are what purport to be mailings with the envelope
2 attached to the letters that purport to come in the
3 envelopes. I'll ask you if you will examine those
4 three exhibits and see if you can identify those,
5 please, sir.

6 A Well, for one thing an envelope addressed to
7 Oscar Maury wouldn't have come from the organization.
8 The letter may have.

9 Q You don't think Mr. Maury may have been on
10 your mailing list simply in error?

11 A This was typed in error and somebody typed the
12 envelope and got a hold of the envelope.

13 Q I think that appears to be, looks like one
14 of those Addressograph --

15 A Looks like a typewriter to me.

16 Q Well, maybe my eyesight is a little better.

17 A Could be. Somebody else has some of our
18 envelopes and addressed another one to him and he was
19 not on -- I doubt if he -- This is the 22nd of May,
20 1968?

21 Q Yes, sir.

22 A The office was still over at Joe Rich's of-
23 fice and I just don't believe they would have done it.

24 Q Do you remember seeing any of these docu-
25 ments being mailed that is marked as Plaintiff's Ex-

1 exhibits 13, 14 and 15?

2 A I don't remember seeing them either written
3 or mailed. I wouldn't be surprised if they were sent
4 out but --.

5 Q You are not denying that they were sent out,
6 are you, Mr. Boch?

7 A No, I have no knowledge one way or the other.

8 Q And they do purport to be in an envelope
9 that apparently carries the D.C.R.G.'s letterhead or
10 return address?

11 A Right.

12 Q Or something of that nature, is that correct?

13 A I would just simply say this, that somebody has
14 gotten hold of some D.C.R.G. envelopes and addressed them
15 to Oscar Mauzy. I doubt if the letters were originally
16 addressed to him.

17 Q These contain, these Exhibits 13, 14 and 15
18 contain enclosures, do they not?

19 A I don't doubt that they originated with the
20 D.C.R.G. personnel somewhere. The organization as
21 such I wouldn't say but the personnel put them out.
22 I would say this is an organization that depends upon
23 them and really involves their effort and like Generals
24 in the Army we think we are back far enough we don't
25 tell the Corporals and Sergeants what to do.

MR. COLLINS: Let me have another marked, please.

(Whereupon the instrument handed to the reporter was marked Register Plaintiff's Exhibit 16, which is hereby attached and made a part of this deposition)

Q Mr. Boch, directing your attention now to Plaintiff's Exhibit 16, I ask you to look at that exhibit and its enclosures and identify that for the Court if you can.

A Well, these are letters where Precinct Chairmen got together and wrote a letter on behalf of another one of their members. Enclosed in it is a letter from the Precinct Chairman candidate himself and a slate card.

Q Now, the slate card bears what name in terms of an organization putting out --

A Dallas County Committee For Responsible Government.

Q Is that your organization?

A That's it. Wait a minute, Dallas County Committee? No, no, no. No, ours is Democratic Committee For Responsible Government. This is not our organization.

Q Do you recall having seen that?

1 A Yes, I have seen similar ones like this.

2 Q But you deny that that is your organiza-
3 tion that put that out?

4 A That's correct, this is not the D.C.R.G. be-
5 cause a lot of money went into this that is not ours.

6 Q Went into what?

7 A Into the cost of printing of this card and
8 distributing it all over town. This is not a sole
9 D.C.R.G. effort. We didn't control the thing.

10 Q But that does appear to be your slate though,
11 doesn't it?

12 A It is our slate. This was adopted by the
13 group that put this together. Our slate was adopted
14 by this group.

15 Q It's one and the same as the slate card en-
16 closed in Plaintiff's 16, is that correct?

17 A Yes. We encouraged these people to run for
18 office before the filing date. This is just before
19 the primary. These are the same people that we open-
20 ly announced we were encouraging to run and file for
21 the office.

22 Q Directing your attention to the last letter
23 there that's apparently enclosed with it to the Kiest
24 Park Area people in Precinct --

25 A 446.

1 Q -- 446 supporting one Morris Molt. Did your
2 organization support him or do you recall?

3 A Well, yes, we sponsored him and these are
4 the Precinct Chairmen in the area or in the vicinity
5 in which he lives, adjacent precincts.

6 Q They are all members of your organization,
7 are they not?

8 A All Precinct Chairmen in that particular --
9 in these particular precincts.

10 Q And they are also associated with and friends
11 of the Democratic Committee For Responsible Govern-
12 ment?

13 A It says, "We, the undersigned Precinct Chair-
14 men," of the precincts. They identify themselves and
15 they are all Precinct Chairmen whom we sponsored and
16 whom we associate ourselves with.

17 Q When you say we you mean the D.C.R.G.?

18 A D.C.R.G., right. And this is the candidate
19 himself.

20 Q The last letter being from Mr. Molt?

21 A Mr. Molt, a candidate for Precinct Chairman.

22 MR. COLLINS: Mark this, please.

23 (Whereupon the instrument
24 handed to the reporter was
25 marked Register Plaintiff's
Exhibit 17, which is hereby
attached and made a part of

1 this deposition)

2 Q Let's see, calling your attention to Plain-
3 tiff's Exhibit 17, Mr. Boch, I ask you to examine that
4 and see whether or not you received that letter or have
5 ever seen that letter before.

6 A I have never seen it.

7 Q Just take a moment to look at it if you will,
8 please, sir, so that you will be certain.

9 MR. LUNA: Who signed it?

10 THE WITNESS: Who is Robert M.

11 Hill?

12 Q Have you ever see Plaintiff's Exhibit No. 17,
13 Mr. Boch?

14 A No.

15 Q Of course it's addressed to the D.C.R.C., is
16 it not, the letter?

17 A Yes, it is.

18 Q And it's addressed to the Cedar Springs ad-
19 dress which is Mr. Rich's business?

20 A Right.

21 Q Apparently Mr. Rich, or whoever received it,
22 did not see fit to turn that over to you, is that your
23 testimony?

24 A I have never seen it. I don't know why he
25 didn't -- or whether he received it or what he saw fit. I have just

1 never seen the letter and never heard of it.

2 Q Okay. At any rate, would it be fair to say
3 that as late as April of 1970 the D.C.R.C. was still
4 using the Cedar Springs address?

5 A Well, April of 1970?

6 Q Yes, sir.

7 A April 1970. When was the election?

8 Q May of 1970 I think.

9 A Well, obviously some letters came to that
10 address. I wouldn't say we actually physically had
11 an office there. It was just before the election so
12 we must have had some place where we could get to-
13 gether. That probably was it.

14 MR. COLLINS: Mark these please.

15 (Whereupon the instruments
16 handed to the reporter were
17 marked Register Plaintiff's
18 Exhibits 18 and 19, copies of
19 which are hereby attached and
20 made a part of this deposi-
21 tion)

22 Q Directing your attention now to Plaintiff's
23 Exhibits 18 and 19, Mr. Booh, I ask you to look at
24 these and see if you can identify them.

25 A Yes. This was a composite letter agreed
26 upon.

27 Q You are talking now about what exhibit?

28 A This Exhibit 18.

1 Q All right, and it bears your signature, does
2 it not?

3 A My signature is on it. It doesn't seem to
4 have anything to do with D.C.R.G.

5 Q Do you know whether D.C.R.G. sent that out
6 or not?

7 A It did not; it did not finance this or send
8 it out I don't think.

9 Q Who did finance it and send it out?

10 A I'm trying to think. I don't know, this is
11 part of a campaign for Bentsen that went on here. Who
12 financed it and who mailed it and how it was handled
13 I don't know. A meeting was called of a bunch of citi-
14 zens on behalf of Bentsen and this letter was argued
15 over and beat over and finally this was all that they
16 could agree on, this is what they agreed on, and we
17 all signed it, some of us that were there and what
18 happened thereafter I don't know. But this is not a
19 D.C.R.G. effort. This is strictly citizens efforts.

20 Q What about Plaintiff's 19, have you ever seen
21 that before?

22 A I may have seen it. I did not participate
23 in the meeting and --

24 Q Well, at any rate Plaintiff's 19 apparently
25 was sent out by Mr. Thetford, is that right?

1 A Yes.

2 Q And he is one of your D.C.R.C. Precinct
3 Chairman?

4 A At that time he was. Let's see, what date
5 is this?

6 Q It doesn't say.

7 A Let's see, that must have been then before
8 the 1970 election.

9 Q I think so.

10 A Whether he was -- no, he may have moved. I
11 doubt if he was. Although in the prior election --
12 No, in 1970 he was a district coordinator, wasn't he.
13 1970 seems like too recent. He had been one of our
14 Precinct Chairmen and had been the eighth district co-
15 ordinator. My memory is not too good on that one.

16 MR. COLLINS: Mark that, please.

17 (Whereupon the instrument
18 handed to the reporter was
19 marked Register Plaintiff's
20 Exhibit 20, which is hereby
21 attached and made a part of
22 this deposition)

23 Q Mr. Beck, on election day you have gone
24 around and been a poll watcher and that sort of thing,
25 have you not?

26 A I have never been a poll watcher. I'm an
27 officer of the Democratic Party and we did -- I was

1 called at the office to get in on any complaints about
2 election or advise and so forth and so on. I have
3 visited some of the polls to see what was going on.

4 Q I hand you what has been marked as Plain-
5 tiff's Exhibit 20 and ask you if you remember that
6 particular story that came out in the Times Herald
7 here in Dallas.

8 A I recall it.

9 Q You do remember seeing that?

10 A Uh-huh.

11 Q Is that last paragraph down there about you
12 and Mr. Orr and Mr. DeBusk reading "the riot act" to
13 certain people, is that accurate or inaccurate?

14 A It's not accurate. Do you want me to tell
15 you the facts?

16 Q No, I just want to know how you characterize
17 it.

18 A It's not accurate.

19 Q Okay, that's all I'm interested in.

20 A I'll be glad to tell you the facts.

21 MR. LUNA: Just answer the ques-
22 tion. That's one of the advantages we law-
23 yers have, George; we have the right to ask
24 the questions we would like and get the an-
25 swers, not the answers we want but the an-

1 answer to that question.

2 A We were particularly mindful of the fact
3 that we didn't want --

4 MR. LUNA: Wait until he asks you
5 another question.

6 Q I assume you yourself, Mr. Boch, personally
7 are opposed to the concept of the single-member legis-
8 lative district?

9 A Yes, that's a rather deep conviction with
10 me.

11 Q Okay. Now, Mr. Boch, looking at all of
12 these exhibits that have been marked and introduced
13 here, would it be fair to say that D.C.R.G. is a fair-
14 ly active organization, at least in terms of corres-
15 pondence and campaign literature?

16 A Well, it's a rather virulent participation
17 by citizens in the affairs of thergovernment.

18 Q And participating as --

19 A A lot of the activity credited to the name
20 is by the individuals who because of their knowledge
21 participate individually.

22 Q But would it be fair to say that the D.C.R.G.
23 does assist these people in terms of having campaign
24 literature and envelopes and stamps and so forth?

25 A It assists in advising its Precinct Chairmen

LINDA EIDO

CERTIFIED COURT REPORTER

HI 5-2541

DALLAS, TEXAS

1 principally. It can't do much for legislative can-
2 idates or for a national candidate or state-wide can-
3 idates.

4 Q On an informal sort of level how would you
5 describe the major decisions that are made by the
6 D.C.R.G. in terms of the people that are responsible
7 for making the major decisions?

8 A You mean how are they made?

9 Q Yes, sir.

10 A We have been very careful not to exert lead-
11 ership or to influence. We have been real careful be-
12 cause what we do represents a collective thinking of
13 the Precinct Chairmen and the people in their precinct
14 and we take all the soundings we can. And since I have
15 been Temporary Chairman there has never been a meeting
16 of just the Board. I always invite ten or fifteen
17 others and tell them to bring one or two others if they
18 want to.

19 Q Apparently Mr. Rich sends out quite a bit of
20 correspondence.

21 A Mr. Rich has not been active since -- follow-
22 ing the last primary, the primary before the -- Was it
23 the last primary?

24 Q Primary of the summer of 1970?

25 A Right. He's not on the Board and has not

1 been active. I have been very careful not to repeat
2 some mistakes that have been made as far as relation
3 is concerned by other people prior to -- at the time
4 they named me as Chairman. My main purpose is to main-
5 tain harmony among our own people, get the consensus,
6 get the crowds.

7 MR. COLLINS: Pass the witness.

8 CROSS EXAMINATION

9 BY MR. LUNA:

10 Q Mr. Boch, in participating in politics --
11 First, let me precede that by saying that you are aware
12 that your deposition is being taken in the case where
13 the multi-member legislative district concept is being
14 challenged in the Court on the basis of discrimination
15 against certain minorities and political parties, are
16 you aware of that?

17 A I'm aware of that.

18 Q Mr. Boch, have you ever been a party in any
19 way to attempt to discriminate against minorities?

20 A I have been very careful not to be.

21 Q All right. What would be one of the best
22 reasons that you could give me that you are not in-
23 terested in trying to discriminate against minorities?

24 A I think that rule in this country by one
25 element is very detrimental to minorities, and I happen

1 to be a member of one. That's the reason my parents
2 left the old country.

3 Q What minority group are you a member of?

4 A I'm Jewish. They lived in a country that
5 used to be Lithuania, it's been everything in the
6 world but overrun, but basically Lithuania on the
7 Baltic Sea. It's part of Russia now.

8 Q There's been some talk here of whether or
9 not you have worked in the organization with blacks.
10 Let me ask you this: How about in your own business,
11 do you employ people of different colors and different
12 backgrounds?

13 A Yes, I do.

14 Q Races, religions?

15 A Yes, I do.

16 Q In your personal office do you have a black
17 secretary?

18 A We sure do, the best payroll clerk I have
19 ever had.

20 Q How long has she been with you?

21 A Oh, two or three years.

22 Q Do you know of anybody in Dallas County, a
23 member of any minority or any other group, Mr. Boch.
24 who has been denied the right to participate in the
25 elective process of Dallas County?

1 A: No, I don't.

2 Q: Has everybody been not only not hindered but
3 encouraged to register to vote?

4 A: When we first started out --

5 Q: Answer that question first.

6 A: The answer is everybody has been encouraged.

7 Q: You mentioned blacks on the Board and I'm
8 not sure -- on the D.C.R.G. Board. I believe you men-
9 tioned L. H. or L. F. Brown.

10 A: L. H. Brown.

11 Q: Is he black?

12 A: He's black.

13 Q: And Mr. Dodson I believe was another one?

14 A: Right.

15 Q: Now, there's been a good bit of talk here
16 about D.C.R.G. candidates, Mr. Boch. Is it just the
17 D.C.R.G. that endorses candidates or do a lot of other
18 organizations also endorse the same candidates?

19 A: Oh, they have a lot of organizations that
20 endorse candidates.

21 Q: So when we are talking about candidates that
22 D.C.R.G. endorses we are not talking about candidates
23 that just D.C.R.G. endorses, right?

24 A: Oh, no, we are realist and we invite every-
25 body to endorse them and they do. A lot of people

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NY 5-2561

DALLAS, TEXAS

1 endorse them.

2 Q On the question of interviewing candidates,
3 do you know of any time that the D.C.R.C. has ever
4 tried to tell anybody how they ought to vote?

5 A No, that's one of our principles. State the
6 facts and the rest for the judgment.

7 Q Are you familiar with the Dallas County
8 Democratic Men's Club?

9 A I have heard of it.

10 Q Do you know that from time to time they also
11 endorse candidates for office?

12 A Yes, they do.

13 Q How about the Democratic Women's Club?

14 A The same thing.

15 Q How about the Democratic Club of Garland?

16 A They also endorse candidates.

17 Q There's a Democratic men and women's club
18 in Garland, is there not?

19 A They endorse candidates.

20 Q How about in some of the other suburban
21 areas, don't we have other Democratic clubs?

22 A We have them by the dozen, Southeast Dallas
23 Democratic Club, South Oak Cliff Democratic Club.

24 Q Southwest Dallas Democratic Club, are you
25 familiar with it?

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RI 9-2341
DALLAS, TEXAS

1 A Smithsonian Democrats, East Dallas Democratic
2 Club. I think we counted at one time twenty-two such
3 organizations.

4 Q So the Democratic Committee For Responsible
5 Government is just one of many Democratic organizations
6 that endorses candidates in sometimes primary and
7 sometimes general elections?

8 A That's correct.

9 Q But other than Precinct Chairmen I believe
10 you have told us that the first endorsement in any
11 other race as far as you are aware by the D.C.R.G. was
12 in the 1970 primary and general election, is that
13 right?

14 A That is correct.

15 Q But are there many other Democratic clubs
16 that have endorsed candidates in both primaries and
17 general elections for a longer period of time than
18 that?

19 A Oh, yes, all of these other clubs were in
20 existence before we ever became an organization. They
21 were all in existence before we ever thought of being
22 organized.

23 Q So when for instance you identified one of
24 these exhibits sending out endorsing candidates that
25 had Rev. Zan Holmes name on it, you are not telling the

1 Court that he was a candidate that was supported only
2 by the D.C.R.G., are you?

3 A No, we solicited that; we would be glad to
4 see everybody endorse our people.

5 Q And the candidates solicit everybody's en-
6 dorsements?

7 A Right, they didn't limit themselves to our
8 endorsement.

9 MR. LUNA: I believe that's all.

10 REDIRECT EXAMINATION

11 BY MR. COLLINS:

12 Q Mr. Boch, what does it cost to run in a
13 legislative race here in Dallas County?

14 A Well, that was one of my surprises, the mon-
15 ey that I saw come through. Various candidates have
16 told me they spend anywhere from \$2,000.00 up. Or one
17 even told me he ran a race for less than that. I know
18 that collectively, and this is not D.C.R.G. money but
19 money that just a group of us raised last time, that
20 we spent centrally and which we feel is the most ef-
21 fective money, we didn't buy a billboard, we didn't
22 have enough money, and we didn't buy a radio spot, we
23 didn't have enough money. We scraped together enough
24 for the slate cards and some distribution over them and
25 I think two three-quarter page ads or full page ads in

1 the paper.

2 MR. LUNA: Just tell him how much
3 it cost to run a race, if you know.

4 A The money that we handled averaged probably
5 less than \$1300.00 per representative. I don't think
6 we had any more money than that to spend, I doubt if
7 we did.

8 Q Do you remember purchasing a printing for
9 some \$4,000.00?

10 A Could I see the bill for what it's for?

11 Q I'm just asking questions, sir.

12 A Now, let me tell you this: Different people
13 would raise a few hundred dollars or a thousand, they
14 would go take it and say, "Okay, now we've got the
15 money, go get this done."

16 Q My question to you, Mr. Koch --

17 A I don't remember.

18 Q -- is do you remember paying a bill for that
19 amount of money?

20 A I don't ever remember paying a bill for that
21 kind of money, political bill. Not me personally.

22 Q How about in your capacity with the D.C.R.C.?

23 A I don't ever remember it. There may have been
24 one but I don't remember it.

25 Q What about one for \$1,298.40 in April of 1970.

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RI 8-2261

DALLAS, TEXAS

1 do you remember that one?

2 A I don't recall. I would have to see the
3 invoice but I don't recall any specific number. I
4 know the total is not much.

5 Q Does that figure ring a bell with you in any
6 way?

7 A No. Lord, I'm in the contracting business
8 and I write -- I sign checks every day for a lot more
9 money than that. I wouldn't remember those kind of
10 amounts, whether it be a dollar or fifty thousand.

11 Q Well, you know Mr. Zimmermann, do you not,
12 who is with Addressors Unlimited?

13 A I know him.

14 Q And you have done business with him before,
15 haven't you?

16 A We have done business with him.

17 Q And got him to do mailings for you, haven't
18 you?

19 A We have contracted with him to do addressing
20 and -- I don't think he handles mailings. I think he
21 just handles addressing.

22 Q He's done some of your work though, isn't
23 that a fair statement?

24 A Yes. Now, let me point this out to clarify
25 this. Sometimes we'll get twenty Precinct Chairmen

1 who will say, "We want a machine addressed mail and
2 we'll pay for it" so we'll buy the whole package and
3 then the man will give us the money and we'll deliver it.
4 We act like a central collecting and disbursing agency.
5 Not necessarily money we raise directly. In other
6 words, they place the orders with us, the Precinct
7 Chairman will and they'll say, "We don't want to hand ad-
8 dress the envelopes; we'll go ahead and pay for it."
9 And so what we will do, we have to deliver the money
10 to Mr. Zimmermann in advance I think and what we will
11 do, we'll collect the money and take it over there and
12 write him a check or we'll deposit it and write him a
13 check. I can't say that we actually raise the money
14 for that.

15 MR. COLLINS: I pass the witness.

16 CROSS EXAMINATION

17 BY MR. WHITE:

18 Q Mr. Boch, you have answered the questions
19 that have been presented to you here responsively and
20 truthfully to the best of your knowledge, is that cor-
21 rect?

22 A Oh, yes.

23 Q If I had asked the questions that have been
24 asked of you this afternoon would you have responded in
25 substantially in the same manner?

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NO 8-2301

DALLAS, TEXAS

1 A Oh, yes.

2 MR. WHITE: That's all I have.
3
4

5 (Signature waived by agree-
6 ment of all parties present)
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LINDA EIDD

CERTIFIED COURT REPORTER

RI 5-2341

DALLAS, TEXAS

OF THE
DEMOCRATIC COMMITTEE FOR RESPONSIBLE GOVERNMENT

December, 1970



- I. **NAME:** The name of this organization shall be **DEMOCRATIC COMMITTEE FOR RESPONSIBLE GOVERNMENT.**
- II. **PURPOSE:** The purpose of the organization shall be to encourage outstanding individuals, who reflect the viewpoint of the responsible majority of Dallas citizens, to seek party and public office in Dallas County and Texas, and to support their election.
- III. **MEMBERSHIP:** A person may become a member of this organization upon making written application to the Board of Directors and being approved by the Board, provided such person shall be:
- A. **Active Member:**
1. A Precinct Chairman
 2. A Candidate for Precinct Chairman in the last primary election, and such person shall be eligible to remain a member until the next primary election.
 3. Persons that contribute or raise \$35.00 or more per year.
 4. Persons active as District, Area or Sub-Area Co-Ordinators, or who render special services of substantial nature.
- B. **Supporting Member:**
Persons that do not apply for active membership, but who meet the qualifications of item 3 above.
- C. **Associate Member:**
Upon application, anyone that makes a donation of \$1.00 or more.

Only Active Members shall be entitled to vote at any Membership Meeting.

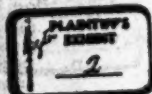
IV. **BOARD OF DIRECTORS:**

- A. The Board of Directors shall consist of twenty-eight (28) members. Three (3) shall be the District Co-Ordinators. Five (5) shall be elected from each of the Senatorial Districts lying wholly within Dallas County. Ten (10) shall be elected at-large. Members shall serve two years.
1. The Members from the above Senatorial Districts shall be elected by a majority vote of the membership attending the biennial meeting.
 2. The at-large members shall be elected as soon as practicable after the biennial meeting by the members representing the Senatorial Districts.
 3. A vote of a majority of the Members of the D.C.R.G. present at any duly called membership meeting may remove any or all members of the Board.
- B. **Nominations to Board of Members Representing Senatorial Districts:** Prior to the Biennial Meeting, each District Co-Ordinator shall call a meeting of the D.C.R.G. Precinct Chairmen of his District for the purpose of nominating five (5) candidates living in that District for membership on the Board and for selecting the person to make such nominations at the Biennial Membership Meeting. Additional nominations for candidates from that District may be made from the floor by any member present. If the District Co-Ordinator fails to call such a meeting before 5 days prior to the Biennial Meeting, then such a meeting may be called by any three (3) D.C.R.G. Precinct Chairmen living in that District.

- C. Officers: The Board shall elect a Chairman, Vice-Chairman, Secretary and Treasurer to serve annual terms until and unless replaced by a majority vote of the Board.
 - D. District Co-Ordinators: District Co-Ordinators shall be appointed by the Board. The Co-Ordinators of the previous year shall continue to serve in that capacity until their replacements are appointed.
 - E. Minutes: The Chairman shall have minutes taken of each Board and Membership Meeting and shall have copies of same distributed to all Board Members as soon as practicable after such meeting.
 - F. Vacancies on Board: Vacancies on the Board shall be filled by the Board, subject to same District representation as above described. In the event an appointed District Co-Ordinator has been previously elected to the Board at the Biennial Meeting, an additional member from his District shall be elected by the Board.
 - G. Quorum of the Board: A Quorum of the Board shall consist of two-thirds of the Board as constituted at the time of the Board Meeting. All actions of the Board shall be by majority vote of those present.
- V. MEETINGS: The Biennial Membership Meeting shall be held on the First Thursday in December following the General Election in November. Special Meetings of the Membership or Board of Directors may be called by a majority of the Board of Directors. The time and place of the Biennial Meetings of the membership shall be decided by the Board of Directors and written notice of such meetings shall be sent to the membership at least three (3) days prior thereto. The Board of Directors shall meet at least once every two (2) years immediately following a Biennial Membership Meeting. Special meetings of the Membership may be called by any 25 members giving notice as above described. Written notice of the time and place of the Biennial and special meetings of the Board of Directors shall be sent to the Directors at least three (3) days prior thereto. A quorum at any Biennial or Special Meeting of the Membership shall be those present, but not less than 25.
- VI. INDEBTEDNESS: No Member of this organization shall ever incur any indebtedness on behalf of any other member.
- VII. AMENDMENTS: The Constitution and By Laws may be amended at any Biennial or Special Meeting by a majority vote of those present.
- VII. ENDORSEMENT OF CANDIDATES: Before any Election in which the Organization desires to participate, the Board of Directors shall act as a Committee to examine all Candidates seeking endorsement by the Organization. No endorsement of candidates shall be made unless a majority of the full Board of Directors have authorized such endorsement at a special meeting called for such purpose.

DEMOCRATIC COMMITTEE FOR RESPONSIBLE GOVERNMENT
BOARD OF DIRECTORS

1970 - 71

8th District

L. R. "Bob" Gibson, Jr.	10212 Davis Drive Dallas, 75229	Re: 321-6431 351-9751
Bill Dowdy	800 Fidelity Union Tower Dallas, 75201	Re: 748-0161 H: 357-2866
John T. Mitchell	1419 W. Shady Grove Irving, 75060	Re: 253-7167
Mrs. Virginia Moore	4307 Southwest Rd. Dallas, 75229	Re: 343-0382
Mrs. Betty McDonald	3326 Latham Dallas, 75229	Re: 343-7191
Al Hagler	2900 McPartin Dallas, 75205	Re: 526-8951 H: 363-1145

16th District

Jack Hanson	P.O. Box 11134 Dallas, 75222	Re: 328-7371 H: 321-6592
William J. Hanson	11111 Commerce	Re: 748-0000
William J. Hanson	11111 Commerce	Re: 321-6592

Rev. L. H. Brown	5341 Bourquin Street Dallas, 75210	Re: 421-2803
Paul Underkofler, Jr.	211 N. Ervey Bldg. Suite 416 Dallas, 75201	Re: 748-6474 H: 889-6806
Johnnie James	6815 Highpire Dallas, 75217	Re: 741-3531 H: 391-8128
B. L. Nelson	P.O. Box 22008 Dallas, 75222	Re: 343-3126 H: 343-6817

23rd District

Lennie Wilson	1513 Bryan Street Dallas, 75201	Re: 743-7134 H: 346-7500
William J. Hanson	11111 Commerce	Re: 748-0000
William J. Hanson	11111 Commerce	Re: 321-6592
Allan Melton	1512 Commerce, Suite 1305 Dallas, 75201	Re: 742-6606 H: 341-4806
E. Carlyle Smith, Jr.	338 Burlison Street Grand Prairie, 75050	Re: 343-1506 H: 363-7658

1515

D.C.R.G. Board Members

Page 2

23rd District cont.

Robert L. Reid

5919 Kreneland
Dallas, 75211

B: 363-6326
H: 337-1035

Clifford Yeldell

504 Bob-White
De Soto, 75115

B: 331-8077
H: 223-6712

Members at Large

✓ William H. Clark, III

2424 First Nat'l Bank Bldg.
Dallas, 75202

B: 741-1002
H: 526-7543

George Book

P.O. Box 15725
Dallas, 75215

B: 421-7387
H: 824-8587

✓ Robert W. Smith

4000 First Nat'l Bank Bldg.
Dallas, 75202

B: 748-7051
H: 348-4484

✓ Manuel De Busk

4201 First Nat'l Bank Bldg.
Dallas, 75202

B: 741-4177
H: 239-2211

S. J. Hay, Sr.

2800 North, Suite 235
Dallas, 75201

B: 747-6678

Ernest E. Wright, Jr.

2727 Cedar Springs
Dallas, 75201

B: 748-0208
H: 378-4634

Lee Halford

12th Floor, Tower East
2700 Stemmons Freeway
Dallas, 75207

B: 631-7910
H: 235-3302

Dick Stromen ✓

P.O. Box 17002
Dallas, 75217

B: 391-2159

Jack Thompson

2608 Inwood Rd.
Dallas, 75235

B: 800-8897
H: 362-8213

Rev. H. F. Dodson

3916 Kynard Avenue
Dallas, 75215

B:
H: 421-7996

1516

DEMOCRATIC CO. MITTEE - RESPONSIBLE GOVERNMENT

December 23, 1960



Ben Atwell
Jack Blanton
Bill Bracklein
Sam Coats
Joe Goldman
Joe Hanes
Zan W. Holmes, Jr.
W. B. (Bernie) Landman

Guy Lewis
Bob Lynch
Griffith Moore
Dick McEneaney
Fred Orr
Chris Sones
James W. Stroud

Dear Mr. _____

The D. C. R. G. is a precinct organization of Dallas County citizens interested in promoting good government through responsible and effective representation. Our membership is currently several thousand and growing. Over 200 of the 233 Democratic Party Precinct Chairmen are among our members and constitute a broad base for precinct work.

With a view to best possible representation in State Government, we have conducted a study of potential candidates for the Legislature in the 1970 Democratic Primary. Your name is among those most favorably received. We offer every encouragement to you in the event you find it possible to serve our community in this worthwhile capacity. The D. C. R. G. will, should you file as a candidate in the Democratic Primary, exert extraordinary effort in the Precincts to insure your nomination in May and your election in November.

Thank you for your interest in serving Dallas County.

Yours very truly,

The Board of Directors

Bill Brewer
L. H. Brown
Joe Carpenter
Wm. H. Clark, III
Manual De Bush
H. F. Dodson
Bill Dowdy
Glenn Dunn
Dr. Emerson Emory

L. R. "Bob" Gibson
Lee Halford
S. J. Hay, Sr.
Jack Hanson
Johnny James
Ennis Killingsworth
Roy Orr
Joe Rich
Charles Simons

Forrest Smith
Robert W. Smith
Dick Struman
Conway Thetford
Jack Thompson
Paul Underkoffler
George Wilkins
Lennie Wilson
Ernest E. Wright, Jr.

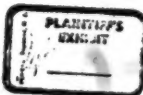
2727 CEDAR SPRINGS

DALLAS, TEXAS 75201

TELEPHONE 214 748-0807

1517

DEMOCRATIC COMMITTEE - RESPONSIBLE GOVERNMENT



A REMINDER TO VOTERS:

THE DEMOCRATIC PRIMARIES ARE NOT OVER. LET US NOT WAKE UP
THE MORNING AFTER THE RUNOFF ON JUNE 6, 1970, AND FIND OUT
THAT FAILURE TO VOTE HAS RESULTED IN THE ELECTION OF TWO
LIBERALS TO OUR STATE LEGISLATURE. DALLAS COUNTY NEEDS TO
MAINTAIN ITS REPUTATION AS THE BULWARK OF CONSERVATIVE STRENGTH.

VOTE FOR:

JOHN BOYLE - Place 3 - Mr. Boyle resigned his position
as City Attorney of Irving to make the Race after he
was requested to run for the Legislature. His opponent
is Berland Brashear, an Attorney with Offices at 3318
South Oakland. Very little is known about Mr. Brashear.

SAM COATS - Place 12 - Mr. Coats is an Attorney associated
with the well respected firm of Clark, West, Keller and
Clark. He resides in far North Dallas. Like Mr. Boyle,
he was requested to make the race by Conservative citizens.
He is a former DCRG Precinct Chairman. His opponent is
Bill Stehr, who is running in South Dallas with Mr.
Brashear as a team. Words cannot describe his political
philosophy any better than do the enclosed copies of
letter bearing his signature and the enclosure thereto.

REMEMBER: RUNOFFS ARE A SPECIALTY OF MASS BLOCK VOTING TACTICS.
CONSERVATIVES WILL LOSE IF THEY DO NOT TURN OUT AND VOTE.

1518

for voter registration & other
community projects

1
NOVEMBER

SOUL FOOD SUPPER

TICKETS

ADULT

\$3.00 Advance
4.00 at Door

STUDENT

\$1.00 Advance
1.50 at the Door

SPECTACULAR ENTERTAINMENT.

DINNER: 6-8 P.M.

REAL SOUL MEAL INCLUDES CHITTLINS
AND HAM, BLACK EYES AND GREENS!
IF YOUR STOMACH AIN'T GOT NO SOUL,
YOU CAN FILL UP ON THE GRITS AND GRAVY.

and if you're chicken, we got chicken too.

PROGRAM AT EIGHT

* INCLUDES NUMEROUS, FANTASTIC,
* SPECTACULAR ORIGINAL EVENTS!

* FOLK SINGING GOSPEL SINGERS

* STIRRING POLITICAL ORATORY

Come To
The

FIRST UNITARIAN CHURCH
4015 NORMANDY
DALLAS, TEXAS 75205
(214) 1A8-2960

SATURDAY, NOV. 1, 1980
Dinner: 6-8 P.M.
Entertainment: Starting 8 P.M.

- Phone or write the church office for tickets. We'll send 'em out immediately.
- Contributions to BAMA are tax deductible. Make checks payable to BAMA. We would estimate the \$2. of contribution in every \$3. ticket would be reasonable.

unitarian universalists for BLACK AND WHITE ACTION

An Affiliate of the Unitarian
Universalist Association

1519

DO YOU WANT THIS MAN ELECTED?

October 20, 1969

Dear Friend:

We hope you'll be able to join us at this Unitarian Church Dinner. The proceeds will be used primarily for voter registration activities, mostly in predominantly Black or Latin-American neighborhoods.

Political and civic figures in the audience will be introduced, and any greetings from people not present will be read.

We're taking the liberty of sending you two (2) adult tickets (numbers) at \$3.00 each. We hope you can come - or at least send us a contribution if you cannot. Please make your check out to BAWA, which is a tax-deductible affiliate of the Unitarian-Universalist Church. We'd appreciate your returning any tickets not paid for.

Thanks for your help in making more people participating members of our society.

Yours sincerely,

Bill Stew

TICKET

No. 0

unitarian universalists for BLACK AND WHITE ACTION

BAWA BENEFIT SOUL FOOD DINNER

SATURDAY, NOV. 1, 1969

Dinner: 6-8 P.M.

Entertainment: Starting 8 P.M.

FIRST UNITARIAN CHURCH

4015 NORMANDY

DALLAS, TEXAS 75208

(214) LA 8-3990



ADULT
\$3.00 Advance
1.00 at Door

STUDENT
\$1.00 Advance
1.50 at the Door

1520



Dear Neighbor:

Thank you for voting in the Democratic Primary on May 2, 1970. We appreciate your effort and time in voting for the candidate of your choice.

However, our work is not complete inasmuch as the Democratic Primary run off is Saturday, June 6, 1970.

I am enclosing herein literature which we believe clearly indicates the political philosophy of candidates Stehr and Breahear. A strong campaign is being run in the liberal areas of Dallas to get out the vote on Saturday, June 6th.

We and our neighbors must vote if we want our candidates, Coats and Boyle, to prevail.

PLEASE VOTE AND GET YOUR NEIGHBOR TO VOTE FOR:

SAM COATS
and
JOHN BOYLE

Sincerely yours,

Dan W. Webster Jr.

Former Democratic Precinct Chairman

Clifford Smith Jr.
Democratic Precinct Chairman

DEMOCRATIC COMMITTEE ~ RESPONSIBLE GOVERNMENT

3727 CEDAR SPRINGS

DALLAS, TEXAS 75201

TELEPHONE 214 748-0207

WHICH PAIR DO YOU WANT TO REPRESENT YOU IN AUSTIN

THIS

Below is a copy of a poster that is being displayed only in Block Voting Precincts in South Dallas. Obviously Ultra-Liberals washer and Stear hope to ride in together a massive Block Vote in those Precincts that Ralph Yarborough carried.

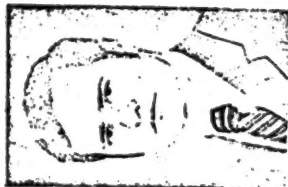
OR THIS

Below are pictures of the two candidates who are endorsed by the Dallas County Committee for Responsible Government, the Dallas Time Herald and the Dallas News.

PLACE 3 - JOHN ROYLE



PLACE 12 - SAM COATE



WASHEAR & STEAR
STATE REP. DEMO. PARTY
ELECTION JUNE 6

ELECTION DAY IS SATURDAY, JUNE 6 - IT IS IMPORTANT - TELL YOUR FRIENDS - CALL THEM ON SATURDAY.

ABSENTEE VOTING MAY 27 THRU JUNE 2 - AT HALL OF RECORDS

Box 161

1522

DEMOCRATIC COMMITTEE - RESPONSIBLE GOVERNMENT

March 19, 1970



A Democratic Primary race in Texas Senatorial District No. 23 between Oscar Mausy and John Wright is generating interest beyond the District in Dallas County. Mausy has given aggressive leadership to big sponsors in the Texas Senate - and your business is among those footing most of the bill. Four more years of his liberal tax and spend policies can be very expensive to all of us.

John Wright is our kind of folks. D.C.R.G. is dedicated to his election. With financial support, victory is within reasonable expectation. We need yours in this cause.

Checks should be made payable to "John Wright Campaign Fund" and sent to him at P.O. Box 781, Grand Prairie, Texas 75050 or to "D.C.R.G." and forwarded in the enclosed envelope. John will write to you with personal thanks.

Sincerely,



Joe Rich

RGV
Enc.

727 CEDAR SPRINGS

DALLAS, TEXAS 75201

TELEPHONE 214 748-0207

1523



Business Reply Mail
No postage necessary if mailed in the US
Postage will be paid by addressee




The Democratic Committee for Responsible Government
2727 Cedar Springs
Dallas
Texas 75201




1524

I Pledge to use my best efforts to work
for good government in Dallas County
and in the State of Texas.



DEMOCRATIC COMMITTEE
for
RESPONSIBLE GOVERNMENT



"Kickin' Up Interest in Precinct Elections"
2727 CEDAR SPRINGS, DALLAS, TEXAS 75201 PHONE 748-0207

September 1970

COMMUNICATION WITH MEMBERSHIP - FUNDING

The life blood of any political organization is communication with the membership. And communications cost money. In the case of D.C.R.G. the cost is over \$1,000 per mailing. How do we do a better job?

Your Board of Directors think there are 1,000 interested conservatives in Dallas County who are willing to invest \$10.00 twice each year to sustain a good active and informative program. Accordingly, they established a funding device termed the "D.C.R.G. X-Ten-10" - X Teams of ten divisions each which will solicit \$10 from each of ten citizens. The initial organization is under direction of Joe Rich with team Captains as follows:

Bill Clark	741-1002,	Bill Dowdy	748-8181
George Book	421-7387	George Wilhite	747-8672
Jack Henson	328-7271	Roy Orr	223-6000
Bob Burns	748-4451	Johnny James	741-3531
Conway Thetford	421-7387	Bob Smith	748-7051

Equal in importance with funding is an involved membership. Call one of the above today and get yourself involved. Organization must be complete early in October. See inside fold for graphic illustration of how it works.

IN MEMORIAM

Many give of themselves in service to a Political Party. Few will ever reach such heights as E. E. Turquette, a Democratic Party Precinct Chairman for 38 years. Mr. Turquette died September 14, 1970.

We shall all miss him.



1970 POLITICS - AN APPRAISAL

Effective political activity can be measured both positively and negatively -- what has been gained and what might have otherwise been lost. D.C.R.G. has had a good year for better government.

PARTY OFFICE: The conservative majority membership of the Democratic Executive Committee has been increased to over 70%. Importance of this majority was again demonstrated when they filled a vacancy on the ballot for the office of County Sheriff with Clarence Jones, a man well qualified to do the job. On the negative side, well known Liberals who would have sought the office for "Big Gun" power knew the futility of applying. Further, future ballot vacancies are secure from liberal influence. There were five similar occurrences in 1968.

PUBLIC OFFICE: Atwell, Boyle and Coats, all conservatives supported by D.C.R.G., defeated liberal opponents in May and June Primaries to become Democratic Party nominees for Texas Legislature. Two DCRG candidates lost legislative races in the May Primary. A fair beginning.

CONVENTIONS: Precinct, District and State Democratic Party Conventions were heavily swayed by DCRG activity. The 299 Dallas County Precinct Conventions went overwhelmingly to conservatives. All three Senatorial District Conventions were in firm conservative control, resulting in Delegations to the State Convention who gave Dallas County a big say in turning back the liberals.

PARTY PLATFORMS: The Party Platforms that are adopted at State Conventions are usually drafted by the Party's nominee for Governor, or by his staff or advisers. These people, having one eye on the election of the nominee, try to make the platform as many things to as many people as possible; knowing that final decisions can be enacted only by the Legislature.

The Platform Committee at the State Convention is composed of one member from each Senatorial District, elected by the delegation from that District, plus five (5) members from at large who are selected by the Nominee, or the State Executive Committee Chairman for him. They do not have time in the few hours available at the Convention to pick to pieces the long draft that is prepared for them. However, they can act to show the tenor of the group. The Democratic Convention was conservative. D.C.R.G. Delegates from Dallas led the successful fight to incorporate Earl Luna's provisions against bussing of school children, and also defeated Liberal Senator Oscar Maury's attempts to write in a requirement that would have required voters to state Party affiliation when applying for Registration.

D.C.R.G. MEMBERSHIP MEETING

Biennial membership meeting will be held Thursday, December 3, 1970 at the Adolphus Hotel. Check Hotel directory for the room. All are invited. Active Members may vote. Time - 8:00 P.M.

DEMOCRATIC COMMITTEE
for
RESPONSIBLE GOVERNMENT

"Kiddie Up Interest in Procton Election"

2727 CEDAR SPRINGS, DALLAS, TEXAS 75201 PHONE 743-3887

1970 YEAR OF DECISION

Regardless of what develops in State and local politics, all will be overshadowed by the Democratic Primary race for the U. S. Senate seat of RALPH YARBOROUGH in 1970. And this race will include a strong liberal rally to take control of the Democratic Party through the Procton Conventions. Dallas County with large delegations from Three Senatorial Districts, will be one of RALPH'S prime targets.

EFFECTIVE PARTICIPATION

HOW CAN I DO MORE THAN JUST WORK? D.C.R.G. offers a partial answer to this question. Over 200 citizens have made financial contributions to this Conservative Organization in 1968 preparatory to the 1970 fight against Liberals in government. Funds are administered by a twenty-five member Board of well known conservative leaders with a flawless record of accomplishment. Welcome Participants!

Your check should be made payable to "D.C.R.G." and returned in the enclosed envelope.

IT'S YOUR GOVERNMENT



CURRENT HUMOR CORNER

Mike McInool looks like a sure candidate against Earle Cabell for Congress in the 5th District. Mike can do this and if he loses still retain his Senate Seat. His term expires in 1972....

Sam Barnes is getting good advice to oppose Ralph Yarborough. If he does, Senator Ralph Hall (from the 9th S.D. in Rockwall) will run for Lt. Governor.

Mal Price, County Commissioner, will have at least two opponents. All 290 Series Precincts take note One of his opponents is a D.C.R.G. Precinct Chairman.....

Oscar Maury is already out registering voters in his block voting Precincts to improve his less than 1,000 vote margin of victory in 1966. Meanwhile many of this 23rd District constituents who don't think they can afford another four years of his big spending in the Texas Senate are volunteering to help him OUT ALL THE WAY OUT A very recent in-depth Poll of his District shows strong sentiment for a change to more responsible representation. Rumor is that D.C.R.G. is interested.....

REGISTER REGISTER REGISTER REGISTER REGISTER REGISTER

Don't forget to register for 1970 and have your friends do likewise. You can be sure the opposition will do so. The time is now.



A DEMAGOGUE is a politician who takes advantage of social unrest for political gain. One dictionary says - "a leader who uses the passions or prejudices of the populace for his own interests; an unprincipled orator or agitator".

Which politicians are demagogues in the eyes of the Public?

Demagogues tend to vote FOR most appropriations and AGAINST taxes that are widely based. They try to create a different image between taxing the Grocer and taxing Groceries. Back home, they can tell constituents that they voted for them all the way. Have you heard any politician brag about all the spending bills he voted FOR? AGAINST?

ALL THAT FAILED TO PASS OR WERE VETOED BY THE GOVERNOR

MAUZY - Bill requiring applicants for Voter Registration to state their Party affiliation and such information then printed on the certificate. Anybody stating "Independent" or "No Preference" would thus be automatically barred from voting in any Primary. This could result in both Party candidates - Democratic and Republican - being you know what ... (failed to pass)

McKOOl - Bill requiring County Commissioners to provide office space (at taxpayers expense of course) for all Legislators and Senators in their home county.....(voted by Governor Smith)

McKOOl - Bill making the 16th & 9th Senatorial District lines simpler and more logical - a snake could not have followed the lines --- one good thing about this bill - for Mike of course, it would have made it legal for him to live in his old house, the one he had to move out of to reside in the 16th as he could run in the first place. ... Thanks to the Governor, we do not have to live with this Bill --- and neither does Mike.

MAUZY AND McKOOl BOTH VOTED FOR THIS ONE

Bill providing a raise of 75% (to \$1,750) in EXPENSE MONEY for State Senators --- of course this one passed.

D.C.R.G.WHAT IS IT ?WHAT DOES IT DO ?

The Democratic Committee for Responsible Government is the only continuing political organization in Dallas County dedicated to support of Conservative and Independent Candidates. Without the D.C.R.G. work, the Democratic Party machinery would reflect the McCarthy - McGovern - Kennedy philosophy of the national Party. Success in the local arena is evidenced by a two to one majority of Conservatives on the Executive Committee and a responsible, solid citizen, Earl Luna, as County Chairman. We expect to maintain our vigil in the 1970 Primary.

From this base of accomplishment there will be some ventures outside Party Office Races in 1970. The D.C.R.G. active membership now exceeds 10,000 and those members, through an aggressive Board of Directors, are asking for meaningful participation in selective State Senate and Legislative races. The foundation is being laid for some very active campaigns to replace Liberals in Austin. You will be hearing more.

Membership is voluntary upon recommendation by another member. It is a pleasure to present your Membership Card as an enclosure.



1532

1981

DEMOCRATIC COMMITTEE - RESPONSIBLE GOVERNMENT.



TO: Dallas Business Community

RE: Democratic Primary
Saturday, May 2, 1970

Dear Sir:

Many business men complain after election day that they are not asked to participate in a meaningful way. This is to collect the interest of your Company in better government.

D.C.R.G. is working to elect Lloyd Bentsen to the U. S. Senate, Earl Cabell to Congress, and John Wright to the Texas Senate. If you are for liberals Ralph Yarborough, Mike McKeel, and Oscar Maury, you will have no interest in our work.

Political activity consumes millions of \$4 postage stamps and, of course, many dollars. We ask you to return the enclosed envelope with a roll of stamps or a check payable to "D.C.R.G".

It's your country too!

Sincerely,

Joe Rial
Joe Rial

1533

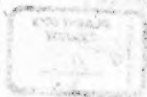
Last Name First Name Initial Precinct No.

Address Zip Code Telephone No.

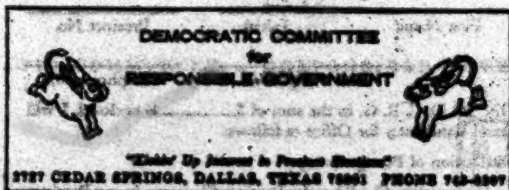
MY CONTRIBUTION TO D. C. R. G. in the sum of \$ is enclosed. I will further help elect Liberal Candidates for Office as follows

- ☐ Make a contribution of Postage Stamps.
- ☐ Support the Conservative Candidate for Precinct Chairman in my Precinct.
- ☐ Furnish a list of known conservatives to be added to D. C. R. G. mailing.
- ☐ Other
- ☐ I am not interested. Please remove my name from your mailing list.

I Pledge to use my best efforts to work for good government in Dallas County and in the State of Texas.



1534



Dear Neighbor:

Do you want another "Yarborough" as Governor? You see the way to
Conservative Government in Texas. This Saturday the issue is simple:
Conservative versus Liberal.

Unless you vote and elect **FREDERICK SMITH**, the Conservative, as Governor,
the ultra-liberals and big Labor bosses will win by default.

Jack Brown, President of the State AFL-CIO and a strong supporter of
both Yarboroughs was quoted in the New York Times of April 28, 1968
as follows - "In six years a Governor can touch the back of the cor-
porate structure in the State. He can appoint more than 6,000 members
of Boards and Commissions and Councils - everything from Wildlife to
Education - and they would control a billion dollars in annual expendi-
tures."

Dallas County is the balance of power - Dallas County must vote over-
whelmingly for Conservative Government to offset the Liberal areas of
the State. Every vote for **FREDERICK SMITH** is vital.

The Liberals are dedicated and will vote. **ARE YOU ONE LAST DEDICATED
IN THIS BATTLE?**

Very sincerely yours,

Charles D. DeWitt, President AAM

R. L. THORNTON, JR.
ED BRAUN
WALTER MORGAN
MRS. GEORGE PARKER
EARL LUNA
JAMES J. THELINE

CORREY THOMPSON
S. J. BAY
GEORGE ROCK
MARCEL DUPONT
LOUIS WILSON



P. S. Every major candidate in the last Primary (George Lewis, Waggoner
Carr, Ralph Briscoe and John Hill) is supporting **FREDERICK SMITH**.
They were in a good position to judge qualifications for Governor.

1535

DEMOCRATIC

COMMITTEE

FOR RESPONSIBLE

GOVERNMENT

"Kicker" Up Among In Person Workers

YOU WON'T GET ANY MAIL FROM
DON YARBOROUGH BECAUSE HE IS
NOT WORKING YOUR PRECINCT. HE KNOWS
IF IT TURNS OUT TO VOTE HE WILL
LOSE. WELL - YOU HOLD HIM LOSE!

PRESTON SMITH CAN WIN IF
WE CAN GET THE VOTERS OUT.

THIS IS YOUR CHANCE!

GET ON THE PHONE FRIDAY &
SATURDAY and stay there
until you have every voter
in your precinct voting.

(except Yarbrough fans, of course)

VOTE SATURDAY FOR
PRESTON SMITH

3727 CEDAR SPRINGS

DALLAS TEXAS 75201

TELEPHONE 214 742-2227

1536



Dear Neighbors:

Do you want another "Yarborough" in Government? You see the way to Conservative Government in Texas. This Saturday the issue is simple; Conservative versus Liberal.

Unless you vote and elect FREDSON SMITH, the Conservative, no Governor, the ultra-liberals and big Labor Bosses will win by default.

Mark Brown, President of the State AFL-CIO and a strong supporter of both Yarboroughs was quoted in the New York Times of April 28, 1968 as follows - "In six years a Governor can break the back of the corporate structure in the State. We can appoint more than 5,000 members of Boards and Commissions and Councils - everything from Wildlife to Education - and they would control a billion dollars in annual expenditures."

Dallas County is the balance of power - Dallas County must vote overwhelmingly for Conservative Government to offset the Liberal areas of the State. Every vote for FREDSON SMITH is vital.

The Liberals are dedicated and will vote. ARE YOU NOW? Indicated in YOUR ballot?

Very sincerely yours,

Charles V. Kamp, Jr., President 344

R. L. THORNTON, JR.
ED BRACK
WALTER MORGAN
MRS. GEORGE PARKHOUSE
EARL LUNA
JAMES J. TERLING

CONWAY THETFORD
S. J. RAY
GEORGE ROCK
MARCEL DUBOIS
LOWELL WILSON



P. S. Every major candidate in the 1st Primary (Seymour Locke, Waggoner Carr, Ralph Briscoe and John Hill) is supporting FREDSON SMITH. They vote in a good position to judge qualifications for Governor.

1537

DEMOCRATIC COMMITTEE
for
RESPONSIBLE GOVERNMENT
2727 CEDAR SPRINGS DALLAS, TEXAS 75201

Mr. & Mrs. Oscar Henry
1726 Metzgerda
Dallas, Texas



1538



DEMOCRATIC COMMITTEE
for
RESPONSIBLE GOVERNMENT
and
Election of Precinct Chairmen



"Kick Up Interest in Precinct Elections"

2727 CEDAR SPRINGS, DALLAS, TEXAS 75201 PHONE 746-0207

POLITICAL ALERT

Lt. Governor Preston Smith has asked for a meeting of all D.C.R.G. people. He will discuss matters of grave importance to Dallas and Texas at a meeting at 8:00 P.M. Thursday, May 23, in the Conquistadors Room of the Marriott Hotel, 2101 Stemmons Freeway.

Your presence is needed.

JOE RICH

GEORGE ROCK

CONWAY THETFORD

EARL LUNA

LONNIE WILSON

ROY ORR

1539



DEMOCRATIC COMMITTEE
for
RESPONSIBLE GOVERNMENT
and
Election of Precinct Chairmen



"Kickin' Up Interest in Precinct Elections"

2727 CEDAR SPRINGS, DALLAS, TEXAS 75201 PHONE 748-0207

POLITICAL ALERT

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JOE RICH

GEORGE BOCK

CONWAY THETFORD

EARL LUMA

LONNIE WILSON

ROY ORR

1540

DEMOCRATIC COMMITTEE
RESPONSIBLE for GOVERNMENT
2727 CEDAR SPRINGS DALLAS, TEXAS 75201

Mr. & Mrs. Oscar Rusty
1786 Matagorda
Dallas, Texas



1541

D. C. R. G.
707 CEDAR SPRINGS
DALLAS, TEXAS 75209

1542

- ☐ YES I WILL PUT A YARD SIGN IN MY YARD FOR PRESTON SMITH.
- ☐ YES I WILL SERVE AS A WARDEN ON ELECTION DAY WHERE NEEDED FOR PRESTON SMITH.
- ☐ YES I WILL FURNISH A DRIVER AND CAR TO ASSIST VOTERS TO GET TO THE POLLS ON ELECTION DAY FOR PRESTON SMITH.
- ☐ YES I WILL ORGANIZE A TRAILER COMMITTEE IN MY PRECINCT TO GET OUT THE VOTE FOR PRESTON SMITH.
- ☐ YES I WILL SEE THAT EVERYWHERE IN MY PRECINCT IS WRITTEN A LETTER URGING THAT THEY VOTE FOR PRESTON SMITH.
- ☐ YES I WILL AUTHORIZE MY NAME TO BE USED IN ANY ENDORSEMENT AND OR IN LETTER MAILINGS IN SUPPORT OF PRESTON SMITH.

NAME _____

ADDRESS _____

CITY _____ PHONE _____

PRECINCT NUMBER _____

Smith's Uphill Battle

YOU CAN
JUST SIT
AROUND &
WRING YOUR
HANDS OUT

you can get
to work & do
something about
this.

411. Attend the
meeting Thursday
night May 23.

Next year
friends & get them
to subscribe
if they will be
out of them June 1.

23. Roll out &
shape the inclined
ends like the inclined
ends of the wire.

1885

ONLY THESE ladies in the history of Texas has a Democratic candidate for governor come from behind in the first primary to win a second in the runoff. That's all the more remarkable when you consider that the first time the Democrats were backlogged in seven years.

[illegible][illegible]

It is correct, however, certainly, but there is one overriding reason that makes it impossible to link a historical action, or a historical process, to the historical event. The historical process is the historical event.

As though the assignment itself was a punishment, the sheriff's supporters can take heart in the fact that the election results were not as bad as they seemed. Indeed, James Thurman had been given 70,000 votes in the first round by voters who had been misled by the newspaper's headlines. By the second round, when the sheriff's supporters were told that they had lost, they had lost 10,000 votes. The sheriff's supporters had lost 60,000 votes in the first round, but they had lost only 10,000 votes in the second round. The sheriff's supporters had lost 60,000 votes in the first round, but they had lost only 10,000 votes in the second round.

the doctor's success, the longer the margin of victory. Conversely, the longer the opponent in the middle of the pack, the longer it takes to get to the goal for a 1-0 win.



DEMOCRATIC COMMITTEE
for
RESPONSIBLE GOVERNMENT

"Koblen City Immerses in Prussian Elections"

1717 CEDAR SPRINGS, DALLAS, TEXAS 75201 PHONE 764-0807

PUSCINCT CHAIRMAN NUR-0775

We aren't through with our Precinct Chairman races yet - We have four of our BCNC candidates in a run-off and let's not forget them -

Pct. 133 - Kenneth Bobbitt

120 - PAUL UNDERKOFF, JR.
101 - JOHN CARR

Pct. 347 - Max Blanton

if you live in the neighboring precinct to any of these people, or if you know of anyone living in their precinct, please give them your help and your support.

Famous Quotes From History

1492 • When Columbus sailed, "Don't worry, he will sail right off the edge when the ocean gales."

4776 - In England, "Don't worry about those Colonies, they can't win."

1937 - In Texas, "Don't worry about Ralph Yarborough; we beat him for Governor twice and we can beat him for Senator."

Don't let this be the final Quers of 1968

"Don't worry about Don Verboorn, the conservatives have more than enough votes to beat him."

St. John's, N.Y.

THIS IS WHAT
FRANK BROWN &
HIS GANG are doing
to elect Don
Yarborough —

What are you
doing to elect
PRESTON SMITH

Don't you overlook
this part. The
runoff is the
Saturday after
Memorial Day on
Thursday; a lot
of our friends
will be out of town.
Get them to vote
absentee between
May 22 & May 28 at
the County Clerk's
office. They will be
open Saturday May
25 from 8 to 5.

HANK BROWN WANTS A GOVERNOR HE CAN
CONTROL & DON YARBOROUGH IS HIS BOY!

ALL-AD AFF-010

[illegible]

Dear Father Wilson, Ladies:

May 11, 1962

Do you want Joe Tuckersmith as governor in place of the incumbent?

~~The Board will not consider any application for funding if the applicant is not a member of the Board. The Board will not consider any application for funding if the applicant is not a member of the Board. The Board will not consider any application for funding if the applicant is not a member of the Board.~~

2004-05-01

1. Each local union should immediately take action to contribute \$25 cents per member to be paid in a lump sum or pledge to pay five cents per member a month for 10 months.
2. Each full-time union representative and leader is requested to contribute \$100.00 to the Free Money Fund within the week.
3. Area AFL-CIO Councils make each the Funds AFL-CIO's grant for their get-out-the-vote campaign.

If you will do your share toward making this food-raising program work, then the Cuban Labor Movement will undertake the most positive citizenship campaign in our history.

1992-1993

1. Half of the money will be awarded to Area Councils which present verifiable programs for getting out the vote. They also must promise to furnish the same off-the-ground, even if it means making a loan or withdrawing advance per capita taxes from churches.
2. The other half of the money will go into minority group black voter program all over the state. It is in those areas that the people are considered that the election of New Yorkingham will boost their lives.
3. Area Councils will set up phone committees in each local union or at a central office to contact all union members to urge them to vote. Repeating voting will be encouraged.
4. Area Councils will concentrate on getting out paid signs, car-top signs and other campaign materials.
5. Area Councils will help coordinate black voter program in all priority precincts. The program will be assisted by full-time union representatives.

The reason for this all-out campaign should be obvious. We have the rare opportunity of helping to elect a governor whose program calls for increased business's participation, a guaranteed job safety law and a state minimum wage.

The success of his campaign is in your hands. Either you take part or he fails. We are confident you will do your job. The alternative is another anti-labor administration. Time is short.

Team for Victory.

H. S. Mark Twain
New York

May 2. Evans
Sul. - 1000 ft

Public Transportation Update

1545



Mr. & Mrs. Oscar Mundy
1726 Matagorda
Dallas, Texas

DEMOCRATIC
RESPONSIBLE
for
GOVERNMENT
COMMITTEE
2777 CEDAR SPRINGS DALLAS, TEXAS 75201

"We're on the verge of electing the first loyal Democratic governor since Jimmy Carter was governor 30 years ago. The people of Texas are entitled to elect a governor at least once every 30 years."

U.S. SENATOR RALPH W. YARBOROUGH

AND DON'T STILL SAY: I'm not interested!
Voter Apathy Big Factor
For Smith, Yarrowburgh

THE

ALBANY, NY

City Hall

Flowering Time

卷之五

THE UNIVERSITY OF CHICAGO

[illegible]

There should be criticism to show a number philosophy and discipline training his support in the last itself of freedom should be given

And He only
Literal??

DONT WORRY ABOUT IT & DONT
WORK and you will wake up
 Sunday morning & find that Don
 yabertough has beaten Preshe Smith!
 IF YOU WANT TO WORK, HERE IS HOW
 TRANSMITTED STATEMENT Jim Lee RT-4100
 YARD 516-NT-Jonestown-RT-9163
 POE WATERGESS-FARM RIVERS-RT-5391
 IF you can drive people to the pill, want a
 Sign...you yad & Sayon as a full winter
 call them man! DONT WORRY!

1548



448

MR. LUKE & LOYD
1419 BARLOW
DALLAS TEXAS
75224

You will find over 400 candidates at the Democratic Primary Ballot
the following appearing off by mistake

Candidates listed on the top of each ballot will vote to select
representative government

Please use this convenient cards of Selection to help remember names

For U.S. Senate
Lloyd Bentsen
For Attorney General
Cassidy C. Holt
For State Land Commissioner
Bob Armstrong
For National Commissioner
Don Bessert
For Supreme Court of Texas
Harrison Phillips
For U.S. Congress
John Lloyd
For State Senate
John Wright
For President Chairman
446 Morris E. Holt

For U.S. Senate
Lloyd Bentsen
For Attorney General
Cassidy C. Holt
For State Land Commissioner
Bob Armstrong
For National Commissioner
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For State Senate
John Wright
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446 Morris E. Holt

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For Attorney General
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For State Land Commissioner
Bob Armstrong
For National Commissioner
Don Bessert
For Supreme Court of Texas
Harrison Phillips
For U.S. Congress
John Lloyd
For State Senate
John Wright
For President Chairman
446 Morris E. Holt



1551

**KIRBY PARK AREA CONSERVATIVE
DEMOCRATIC PRECINCT CHAIRMAN**

May 1970

TO: VOTERS OF PRECINCT # 446

SUBJECT: MORRIS E. BOLT FOR PRECINCT CHAIRMAN

We, the undersigned Precinct Chairmen of precincts in this area, respectfully recommend to you, in the interest of harmony and maintaining control by Responsible Citizens of our County Executive Committee, that you -

MORRIS E. BOLT TO THE OFFICE OF PRECINCT CHAIRMAN.

Voting records show that this precinct votes 2 to 1 conservatively; as indicated by -

KIRBY FOR GOVERNOR - 1968:	Ernest Smith	362	648
	Don Farborough	173	326

Mr. Bolt's opponent is believed to be actively associated with elements of the Democratic Party whose criminals are far removed from the borders of this State.

We also wish to call to your attention that our precincts were not among those in which County Money contributed to an income voter registration drive. If we are to have a State Senator who will represent a majority of our people rather than segments, our precincts must turn out a large number of voters. We recommend that you remind your friends to vote and that you vote for John Wright for State Senator.

AND THAT YOU ATTEND YOUR PRECINCT CONVENTION - Immediately after the Polls close at 7:30 PM at the place of voting.

Burton H. Riley
Burton H. Riley

Joe M. Carpenter
Joe M. Carpenter

Louise Wilson
Louise Wilson

Charles Lamb
Charles Lamb

Mr. Earl Smith
Mr. Earl Smith

Thomas L. Johnson
Thomas L. Johnson

1552

April 29, 1970

Dear Neighbor,

You may not live next door, but we are neighbors nevertheless, in that we live in the same precinct. I have lived in this area for fifteen years, and in Dallas County twenty-one years. I am 47 years old, married, and have a son 17 and a daughter 14 years of age. We are active in a local Baptist church. I am a active Texas, born in Grayson County. And served as a lumber crew member in World War II. I attended Ellinger Junior College and Southern Methodist University, and have worked for a local construction company for 29 years.

I am a conservative Democrat who believes in responsible government, and am patriotic to our country.

I would like to represent you as Precinct Chairman. Will you come to the polls May 2nd and VOTE! May I ask you to vote for me. My name will be the last one on the ballot.

Sincerely,

Morris E. Holt

Morris E. Holt

Candidate for Democratic
Precinct Chairman, 444

P.S. Be sure and come early for the Precinct Convention. It starts at 7:30 P.M. and will be held at the polling location.

1553

APR 16 1970

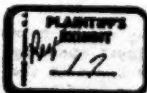
WOODRUFF, HILL, KENDALL & SMITH

ATTORNEYS AND COUNSELORS
211 N. SMITH Bldg. (Corner 1220)
DALLAS, TEXAS 75201

April 15, 1970

7-20-0001

ARMY A. WOODRUFF
BARRY H. HILL
DAVID H. KENDALL, JR.
GORDON B. SMITH, JR.
GEOFFREY A. SMITH
GORDON A. SMITH



Democratic Committee for
Responsible Government
2727 Cedar Springs
Dallas, Texas 75201

Gentlemen:

I am enclosing a Circular sent out by your organization. Apparently this Circular has had wide distribution as I have had several people forward a copy of it to me and many more call me on the telephone about it.

The Circular contains a newspaper article regarding the receipt of \$1,000.00 from me by myself and Senator Oscar Maury for our services in connection with representing Dallas County in the purchase of punch card voting devices.

It is obvious that the Circular was circulated to discredit Senator Maury by implying that he and I were illegally hired by the Commissioner's Court, over-paid for our services and that we were in the employ of the Company who the County contracted to purchase the voting machines from. My name is underlined in the newspaper article and you have placed an "arrow" directly at my name at the commencement of the newspaper article.

It is obvious that you have linked my name with that of Senator Maury in the same chain. It amounts to accusing me of the same things that you accuse Senator Maury.

This letter is written for two purposes. First, none of the allegation made and implied by you in your Circular

1554

1554

1554

Democratic Committee for
Responsible Government
Page Two
April 15, 1970

insofar as they relate to me are true. There was absolutely nothing illegal about my employment to represent the Commissioner's Court in the handling of this particular law suit. Had there been anything improper then obviously some question would have been raised either at the hearing approving the payment of my fee or by one of the other officials at the Courtroom responsible either for signing the check or approving such payment. For your information the fee I received covered a tremendous amount of pre-trial work, including several hours of briefing a very complicated and technical legal problem, a full scale hearing on a temporary injunction before the Court and a subsequent Court appearance in connection with the filing of a Motion for Summary Judgment. Had I made a charge based upon the fee schedule proposed either by the Baller Bar Association or the State Bar Association, then for the hours I spent on this case my fee would have been considerably larger than that actually received. I am sure that Senator Murry got in as many hours as I did working on this case and he also feels that the fee received was without any question, extremely reasonable.

Secondly, since you have seen fit to send out your Circular containing my name and making the accusations and implications which I have set out above, and whereas I am not a public official in any sense of the word, having never run for public office, then I am requesting that you immediately issue a Circular to the same individuals and parties who received your original Circular, advising them that you did not intend to accuse or imply that I was in any way connected with the accusations made by you in said Circular against Senator Murry. Specifically, I want a statement in each Circular that you do not have any facts or information that I was illegally or improperly hired by the County of Baller in the punch card voting suit, that I was paid an excessive fee for my services, and that I have ever been, now or I now, in the employ of any Company in the electronic voting equipment business.

Unless the request stated in the above paragraph is immediately forthcoming by your organization, then I intend to file

1555

**Democratic Committee for
Responsible Government**

Page Three

April 13, 1970

such legal action against you and the individuals comprising your organization for the damages I feel I have suffered as a result of the circulation of your unauthorized circular. I trust that you will act promptly on this matter otherwise I will proceed as outlined herein.

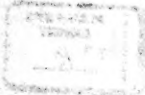
Very truly yours,

/s/ Robert M. Hill

ROBERT M. HILL

RMH/hw

cc: Mr. Oscar Maury
Attorney At Law
National Bank & Life Bldg.
Dallas, Texas 75201



FACILITATE COMMITTEE FOR LLOYD BENTSEN

TO: RESPONSIBLE VOTERS

This letter may be too sophisticated or noncontroversial to send out generally, but we think that the people in your precinct will receive it in the manner intended; i.e., a frank and objective analysis of the candidates in the race for U.S. Senate.

What difference, that matters to voters, is there between George Bush and Lloyd Bentsen? Objective voters have to look behind the campaign smoke and the gloss of TV to find out. Enough has been developed at this point to obtain a clear picture and give the voters a choice on the merits.

1. Bush voted for and co-sponsored the "Margaret Annual Income" Bill in the House. Bentsen opposes this. He believes that this will encourage people not to work, will add tremendously to the numbers receiving government checks, will not solve the welfare problem, and will additionally increase the Washington influence on the voters of our State.

2. Bush wooed and gained the endorsement of Jimmie Heflin's Teamsters Union, with such statements as: "I think the legislation governing collective bargaining practices is adequate". The Teamsters feel that they have done well under this "adequate" legislation. Bentsen refused to take such a position.

3. Bentsen has strongly opposed School "Bussing" and the current HWY lawsuits and pressures.

4. Bush voted for the 1968 Gun Control Law in the House. Bentsen opposes this type legislation.

5. Bush wooed and obtained the endorsement of the radical "Rebuilding Committee", headed by Curtis Dwyer, who is the militant State Representative from Houston.

6. Legislation affects our pocketbooks and (excuse us for mentioning it) our rights. Who, but Bentsen, can give us a strong conservative voice in the politically controlled Senate and look after our interests?

BENTSEN IS KNOWLEDGEABLE, IS IDEOLOGICALLY THE BETTER MAN, AND IS A MEMBER OF THE MAJORITY PARTY. THE CHOICE SEEMS CLEAR TO US. IT HAS TO BE BENTSEN.

RESPECTFULLY SUBMITTED,



Lawrence A. Nelson
Lawrence A. Nelson
Precinct 176

Johnnie James
Johnnie James
Precinct 336

Joe M. Carpenter
Joe M. Carpenter
Precinct 435

George Beck
George Beck
Sen. District No. 8

Robert W. Smith
Robert W. Smith
Sen. District No. 14

Ray Orr
Ray Orr
Sen. District No. 23

Bob Wilson
Bob Wilson
Sen. District No. 8

Jack Hansen
Jack Hansen
Sen. District No. 14

Lance Wilson
Lance Wilson
Sen. District No. 23

1557



ANNOUNCING



TO: D.C.R.G. 8th Senatorial District
Precinct Chairman

IT'S THAT TIME AGAIN !!!!!

Oscar Maury is gearing up his well oiled machine.....

741-4656

Mike McKool is making noises about running for Congressman.....

And of course,

Dear Ole Ralph is already counting his votes.....

TIME IS WASTING !!!!!

We sure need to put these boys out to pasture and we
need to get together for a **SHORT** meeting. Please make ever
effort to attend.

PLACE: Walnut Hills Recreation Center
Room Number 1
10011 Midway Road

TIME: 7:30 P.M.

DATE: Wednesday, November 8th

Conway Thetford
8th District Co-ordinator

DON'T MISS IT

1558

The Dallas Times Herald

CITY
NEWS

Thursday, May 1, 1970

Page A-23

Violations Charged
in South Dallas Vote

Charge that some election officials in Democratic primary violated provisions of the Texas Election Code May be heard Thursday by the Dallas County grand jury.

Source said the alleged violations in South Dallas precincts included giving illegal assistance or votes inside the voting booth.

Two watchers hired by certain candidates reported violations. In many cases the poll watchers were employees of private security agencies, source said.

Under the law, poll watchers have the duty of calling any violation of the statutes of the election judge. They

See VOTE on Page 23

★ VOTE

Continued From Page 23

must be willing to call any violation, and give one away to the election judge and another to the county judge.

If the violation is considered flagrant, a copy is also to be turned over to the grand jury.

Three Democrat's party officials—Ray Cox, Richard Goffard, and George Bush—reportedly were circulating through South Dallas precincts Saturday reading "the list out" to certain election officials, source said.

One election official reportedly accused himself from a conversation with Bush to stop inside one of the voting booths with a voter, then returned to resume the conversation.



1 STATE OF TEXAS

2 COUNTY OF DALLAS

3 I, Linda Kidd, a Notary Public duly commissioned
4 and qualified in and for the County of Dallas, State of
5 Texas, do hereby certify that, pursuant to the agree-
6 ment hereinbefore set forth, there came before me on
7 the 31st day of December, 1971, at 2:00 o'clock p.m.,
8 at the offices of MULLINAX, WELLS, MAUZY & SAAB, INC.,
9 1601 National Bankers Life Building, Dallas, Texas, the
10 following named person, to-wit, MR. GEORGE BOCH, who
11 was by me duly sworn to testify the truth and nothing
12 but the truth of his knowledge touching and concerning
13 the matters in controversy in this cause; and that he
14 was thereupon carefully examined upon his oath and his
15 examination reduced to writing under my supervision;
16 that the deposition is a true record of the testimony
17 given by the witness, and that the signature of the
18 witness to his deposition was waived by all parties
19 present, pursuant to the stipulation heretofore set
20 forth.

21 I further certify that I am neither attorney or
22 counsel for, nor related to or employed by, any of the
23 parties of the action in which this deposition is ta-
24 ken, and further that I am not a relative or employee
25 of any attorney or counsel employed by the parties

LINDA KIDD

CERTIFIED COURT REPORTER

RI 5-2561

DALLAS, TEXAS

hereto, or financially interested in the action.

IN WITNESS WHEREOF, I have hereunto set my hand
and affixed my notarial seal this 2nd day of
January, A. D., 1972.

Linda Eidd
LINDA EIDD, NOTARY PUBLIC IN
AND FOR DALLAS COUNTY, TEXAS

My Commission Expires June 1, 1973

